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SENATE JOURNAL

OF THE

THIRD SESSION

OF THE

Legislative Assembly

OF THE

STATE OF MONTANA.

BEGUN AT HELENA, THE CAPITAL OF SAID STATE, ON THE SECOND DAY OF JANUARY, A. D. 1893, AND CONCLUDED ON THE SECOND DAY OF MARCH, A. D. 1893.

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OFFICERS AND MEMBERS

OF THE

Third Legislative Assembly.

GOVERNOR:

JOHN E. RICKARDS.

LIEUT.-GOV. AND PRES. OF SENATE:

ALEXANDER C. BOTKIN.

MEMBERS OF THE THIRD LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA.

SENATE.

Names of Members.	Counties Represented.	Senatorial District Represented.	Post Office.
*George H. Brown	Beaverhead	1	Dillon.
†Simeon R. Buford	Madison	2	Virginia City.
*Charles W. Hoffman	Gallatin	3	Bozeman.
†Edward Cardwell	Jefferson	4	Cold Springs
*C. H. Eggleston	Deer Lodge	5	Anaconda.
†Elmer D. Matts	Missoula	6	Missoula.
*W. L. Steele	Lewis & Clarke	7	Helena
†J. W. Power	Choteau	8	Fort Benton.
*D. E. Folsom	Meagher	9	White Sulphur Springs.
†William McDermott	Silver Bow	10	Butte.
*Reno Swift	Custer	11	Ekalaka.
†O. F. Goddard	Yellowstone	12	Billings.
*T. B. Cullen	Dawson	13	Glendive.
†Charles W. Baylies	Fergus	14	Lewistown.
*George M. Hatch	Park	15	Big Timber.
†Paris Gibson	Cascade	16	Great Falls.

†Term expires one day after election in November, 1894.
*Term expires one day after election in November, 1896.

SUBORDINATE OFFICERS.

David Marks.....Secretary.
P. J. Gilligan.....Assistant Secretary.
William P. McAllister.....Enrolling Clerk.
F. F. Hagan.....Engrossing Clerk.
Charles F. Riordan.....Sergeant-at-Arms.
R. J. H. Crooker.....Chaplain.
Morris Langhorne and Alex. Goodman.....Pages.

House of Representatives

Names of Members.	Counties Represented	Post Office.
Matthews, Thomas, Speaker	Silver Bow	Butte City.
Bray A. F., Speaker pro tem	Silver Bow	Butte City.
Annear, Joseph	Silver Bow	Walkerville.
Ash, T. S	Park	Livingston.
Babcock, A. L	Yellowstone	Billings
Bach, Thomas C	Lewis and Clarke	Helena.
Beecher, D. W	Cascade	Great Falls.
Benson, N. E	Meagher	Castle.
Bonner, Charles	Deer Lodge	Granite
Bray, C. H	Lewis and Clarke	Helena.
Burke, Ed	Deer Lodge	Anaconda.
Burns, T. C	Choteau	Chinook.
Burrell, Alex	Lewis and Clarke	Marysville.
Butler, S. H	Missoula	Kalispell.
Carpenter, Stephen	Lewis and Clarke	Helena.
Coder, C. L	Fergus	Alpine
Davidson, A. J	Lewis and Clarke	Helena
Dudley, C. E	Lewis and Clarke	Marysville.
Fitschen, G. C	Silver Bow	Butte City.
Fitzgerald, T. D	Deer Lodge	Anaconda.
Fleming, J. E	Beaverhead	Bannack.
Goodell, C. M	Fergus	Philbrook.
Graves, S. W	Silver Bow	Butte City.
Gorman, Michael	Missoula	Missoula.
Hoffman, L. A	Custer	Miles City.
Jeffers, J. B	Madison	Ennis.
Kilgallon, T. S	Silver Bow	Butte City.
Lawrence, David	Silver Bow	Butte City.
Leech, E. E	Choteau	Choteau.
Lockey, Richard	Lewis and Clarke	Helena.
Lockhart, W. H	Jefferson	Lockhart.
Logue, W. A	Deer Lodge	Sunset.
Loring, Lyman	Missoula	Demersville.
Losee, J B	Beaverhead and Deer Lodge	Anaconda.
Lewis, Thomas H	Cascade and Dawson	Glasgow.
McKay, J. R	Custer	Miles City.
McDonel, Jas	Deer Lodge	Philipsburg.
Metzel, Alex	Madison	Puller's Springs.
Monteath, J. H	Silver Bow	Butte City.
Murphy, J. H	Lewis and Clarke	Rimini.
Martin, James E	Gallatin	Bozeman.
Rose, A. O	Beaverhead	Dillon.
Sappinton, H. H	Gallatin and Jefferson	Sappington.
Scharnikow, E	Deer Lodge	Deer Lodge
Smalley, E. C	Missoula	Stevensville.
Swett, W. H	Silver Bow	Butte City.
Tallant, D. J	Cascade	Great Falls.
Tierney, W. E	Meagher	Townsend.
Truman, Arthur	Gallatin	Spring Hill.
Van Cleve, Paul	Park	Melville.
Wahle, Benjamin	Jefferson	Boulder.
Walkup, J. R	Deer Lodge	Anaconda.
Ward, G. W	Deer Lodge	Hamilton.
Wilson, F. K	Silver Bow	Butte City.
Winter, Harry E. G	Jefferson	Basin.

Subordinate Officers.

H. J Mieli ..... Chief Clerk.
C. Z. Pond ..... Assistant Chief Clerk.
James A. Gilfillan ..... Engrossing Clerk.
N. H. Connolly ..... Enrolling Clerk.
F. C. Ives ..... Sergeant-at-Arms.
Rev. S. E. Snyder ..... Chaplain.
Jos. Ryan, L. R Peck, Edward Boos and H. C Beecher ..... Pages.

FIRST DAY.

SENATE CHAMBER,
Helena, Montana, January 2d, 1893.

Pursuant to law, the Senate of the Third Session of the Legislative Assembly of the State of Montana was called to order by Secretary of State Louis Rotwitt, who proceeded to call the roll, and the following named Senators and Senators-elect responded to the call:

Beaverhead County	Geo. M. Brown.
Cascade County	Paris Gibson.
Choteau County	Jno. W. Power.
Custer County	Reno Swift.
Dawson County	Thos. P. Cullen.
Deer Lodge County	C. H. Eggleston.
Gallatin County	Chas. W. Hoffman.
Fergus County	Chas. W. Baylies.
Jefferson County	Ed. Cardwell.
Lewis and Clarke County	Wm. L. Steele.
Madison County	Simeon R. Buford.
Missoula County	Elmer D. Matts.
Meagher County	David E. Folsom.
Park County	Geo. M. Hatch.
Silver Bow County	Wm. McDermott.
Yellowstone County	O. F. Goddard.

On motion of Senator Cardwell Senator Eggleston was elected as Secretary *pro tem.*

Chief Justice Pemberton then administered the oath of office as follows:

STATE OF MONTANA,
County of Lewis and Clarke. } ss.

We, and each of us, do solemnly swear that we will support, protect and defend the Constitution of the United States and the Constitution of the State of Montana, and that we and each of us will discharge the duties of our office with fidelity; and that we and each of us have not paid or contributed, or promised to pay or contribute, either directly or indirectly, any money or other valuable thing to procure our nomination or election, except for necessary and proper expenses expressly authorized by law; and that we and each of us have not knowingly violated any election law of this State, or procured it to be done by others in our behalf; that we and each of us will not knowingly receive, directly or indirectly, any money or other valuable thing for the performance or non-performance of any act or

duty pertaining to our office other than the compensation allowed by law. So help us God.

C. H. Eggleston,	George M. Hatch,
C. W. Hoffman,	Geo. M. Brown,
Reno Swift,	Wm. McDermott,
Wm. L. Steele,	T. P. Cullen,
D. E. Folsom.	

Subscribed and sworn to before me this 2d day of January, A. D. 1893. W. Y. PEMBERTON, Chief Justice.

On motion of Cardwell the Senate extended a vote of thanks to Chief Justice Pemberton for the courtesy shown the Senate.

Rev. J. H. Crooker was invited to offer prayer.

Lieutenant-Governor Botkin then assumed the chair of the Senate and announced that the election of permanent officers of the Senate was in order.

Senator Hoffman placed in nomination for the office of President *pro tem.* of the Senate the name of Senator E. D. Matts, and Senator Goddard nominated Senator D. E. Folsom.

The ballot resulted in the election of Senator E. D. Matts, he having received nine votes and Senator Folsom six votes.

For Secretary of the Senate, David Marks and C. E. Wight were placed in nomination.

David Marks received twelve votes and C. E. Wight three votes. Marks was declared elected, whereupon the oath of office was administered by the President and Mr. Marks entered upon the discharge of his duties.

For Assistant Secretary, P. J. Gilligan and Morris W. Bacon were placed in nomination.

Gilligan received nine votes and Bacon seven votes.

Gilligan was declared elected, took the oath of office and entered upon the discharge of his duties.

For Sergeant-at-Arms, Charles F. Riordan and William F. Leroy were placed in nomination.

Riordan received nine votes and Leroy received seven. Riordan was declared duly elected.

For Enrolling Clerk, William P. McAllister and John P. Martin were placed in nomination.

McAllister received nine votes and Martin seven votes. McAllister was declared elected.

For Engrossing Clerk, F. F. Hagan and F. Jones were placed in nomination.

Hagan received nine votes and Jones seven. Hagan was declared elected.

For Doorkeeper, R. H. Mitchell and Robert Sevins were placed in nomination.

Mitchell received nine votes and Sevins seven votes. Mitchell was declared elected.

On motion of Hoffman, J. H. Fulkerson was declared elected Janitor by acclamation.

On motion of Cardwell, John McIntosh was declared elected Day Watchman by acclamation.

On motion of Senator Steele, William A. Gray was declared elected Night Watchman by acclamation.

On motion of Goddard, Rev. J. H. Crooker was elected as Chaplain by acclamation.

On motion of Senator Hoffman, Alexander Goodman and Morris Langhorne were elected as Pages by acclamation.

On motion of Cardwell, J. G. Simpson was declared elected as Assistant Sergeant-at-Arms by acclamation.

The following were placed in nomination for Committee Clerks: Frank Steele, Julia O'Neil, Lelah Bullard, Mary McEvily, Miss Norvell, Mrs. G. W. Brown, Clara Rumly and Miss Green.

Ballots resulted as follows: Frank Steele, Julia O'Neil, Lelah Bullard and Mary McEvily received nine votes each; Miss Norvell, Mrs. G. W. Brown, Clara Rumley and Miss Green received seven votes each.

Frank Steele, Julia O'Neil, Lelah Bullard and Mary McEvily were declared elected.

On motion of Senator Matts, Senators Matts, Goddard and Gibson were appointed a Committee on Rules by the Chair.

Senator Goddard moved that a committee of three be appointed to wait upon the Governor and the House and inform them that the Senate was duly organized and ready to proceed with the business of the session.

Senator Gibson amended by naming Senators Buford, Cardwell and Cullen as such committee.

The amendment was declared lost, whereupon Senator Matts called for the ayes and noes.

Senator Goddard rose to a point of order as follows: That the ayes and noes could not be called for after a decision is announced by the Chair.

The President decided the point well taken.

Senator Matts appealed from the decision of the Chair.

The question being put, "Shall the decision of the Chair be sustained?" the Chair was overruled by the following vote:

Ayes—Baylies, Brown, Folsom, Goddard, Hatch, Power and Swift—7.

Noes—Buford, Cardwell, Cullen, Eggleston, Gibson, Hoffman, Matts, McDermott and Steele—9.

The amendment offered by Gibson was adopted by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Gibson, Hoffman, McDermott, Matts and Steele—11.

Noes—Folsom, Goddard, Hatch, Power and Swift—5.

Thereupon the motion of Goddard, as amended by Gibson, was declared carried.

On motion of Senator Gibson, the Senate adjourned until 10 A. M. to-morrow.

DAVID MARKS, Secretary.

SECOND DAY.

SENATE CHAMBER,
Helena, Montana, January 3d, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of the first day read, corrected and approved.

The Secretary was requested to note upon the Journal that all the officers of the Senate who were elected yesterday had taken the oath of office.

The following reports were received:

Mr. President: The undersigned, a majority of the special committee appointed to report rules for the government of the Senate, beg leave to submit the following report, and recommend the adoption of said rules as the rules of the Senate. E. D. MATTS,
PARIS GIBSON.

Mr. President: The undersigned, a minority of the committee of the three, to whom were referred the revision of Rules of the Senate for the Third Session, begs leave to present this minority report.

I recommend that the printed rules of the Second Legislative Session of Montana, as printed, be adopted as the rules of this Session of the Senate. Respectfully submitted, O. F. GODDARD.

The adoption of the minority report was lost by the following vote:

Ayes—Baylies, Brown, Folsom, Goddard, Hatch, Power, Swift—7.

Noes—Buford, Cardwell, Cullen, Eggleston, Gibson, Hoffman, Matts, McDermott, Steele—9.

The majority report was adopted by the following vote:

Ayes—Buford, Cardwell, Cullen, Eggleston, Gibson, Hoffman, Matts, McDermott, Steele—9.

Noes—Baylies, Brown, Folsom, Goddard, Hatch, Power, Swift—7.

The rules reported by the majority committee, and which were adopted, are as follows:

RULES OF THE SENATE,

THIRD LEGISLATIVE ASSEMBLY, STATE OF MONTANA.

Rule 1.—HOURS OF MEETING. The hours of meeting of the Senate shall be 10 o'clock A. M. and 2 o'clock P. M., unless otherwise specially ordered by vote of the Senate.

Rule 2.—CALL OF THE SENATE. The President shall call the Senate to order at the stated hour and after roll call and prayer by the Chaplain the journal of the preceding day shall be read, corrected and approved.

Rule 3.—PRESIDENT *pro tem.* The President *pro tem.* shall, in the absence of the President, take the chair and call the Senate to order at the hours of the meetings of the Senate, and have the same power as the President, but the President *pro tem.* shall vote only as any other member of the Senate. When the Senate is equally divided, the Secretary shall take the decision of the President.

Rule 4.—ABSENTEES. No Senator shall absent himself from the service of the Senate without leave first obtained. A less number than a quorum of the Senate are hereby authorized to send the Sergeant-at Arms, or any other person, for any or all absent Senators as the majority of such Senators present

shall agree, at the expense of such absent Senators respectively, unless such excuse for non-attendance shall be made as the Senate, when a quorum is convened, shall judge sufficient, and this rule shall apply as well to the first meeting of the Senate, at the legal time of meeting, as to each day of the session after the hour has arrived to which the Senate stood adjourned.

The President or acting President of the Senate, or if less than a quorum thereof, shall have the power to issue process, directed to the Sergeant-at-Arms, or any other person, to compel the attendance of Senators absent without leave. Any Senator who shall refuse to obey such process, unless sick and unable to attend, shall be deemed guilty of a contempt of the Senate, and the Sergeant-at Arms, or other person to whom such process may be directed, shall have the power to use such force as may be necessary to compel the attendance of such absent Senator, and for this purpose he may command the force of the county, or of any county in the State.

Rule 5.—ORDER OF BUSINESS. After the reading and approving of the journal, the order of business shall be as follows:

1. Presentation of Petitions.
2. Reports of Standing Committees.
3. Reports of Select Committees.
4. Messages from the Governor.
5. Messages from the House of Representatives.
6. Introduction of Bills.
7. First Reading of Bills.
8. Second Reading of Bills.
9. Motions, Resolutions and Notices.
10. Business on the General File, and Third Reading of Bills.
11. Unfinished Business of the Preceding Day.
12. Special Orders of the Day.
13. Reports of the Committees on Enrollment and Engrossment shall at all times be in order.

Provided, That messages from the Governor, State Officers, and from the House of Representatives, may, on motion from any Senator, be considered at any time.

Rule 6.—INTRODUCTION OF BILLS. All bills, resolutions, reports and papers, when introduced, shall be endorsed with the name of the Senator, or Committee, presenting the same to the Senate. Every bill shall be introduced by a Senator after a notice given, or by an order of the Senate, or on report of a committee, and one day's notice at least shall be given of the introduction of a bill, unless two-thirds of the members present shall vote to dispense with such notice.

Rule 7.—THREE READINGS OF BILLS. Every bill, memorial or joint resolution requiring the signature of the Governor, shall receive three several readings previous to its passage, and the President shall give notice at each reading whether it be the first, second, or third reading. But no such bill, memorial or joint resolution, shall receive a second and third reading on the same day.

Rule 8.—COMMITMENTS. No bill or joint resolution shall be committed or amended until it has been twice read. If objections are raised to the bill on its first reading, the question shall be "shall the bill be rejected?" If no objection be made or the question to reject be lost, the bill shall go to its second reading without further question.

Rule 9.—BILL OR MEMORIAL REQUIRING THREE READINGS. On the second reading, every bill or memorial requiring three readings, shall be referred to the appropriate standing committee which shall be announced by the President, unless the Senate, on motion, make a different order in relation thereto.

Rule 10.—PRINTING OF BILLS AND PAPERS. Two hundred copies of every bill, memorial or joint resolution, requiring three readings, shall be printed after a second reading and report from the appropriate committee unless otherwise ordered. And all bills, memorials or resolutions, that shall be printed, shall remain at least one day on the files after being printed, before being considered, *provided*, that, under no circumstances, shall the original bill be placed in the hands of the printer, but a true copy thereof shall be made under the direction of the Printing Committee, and forthwith, by that committee, delivered to the printer.

Rule 11.—BILLS TO BE READ TWICE AT LENGTH. The first and third reading of every bill, resolution or memorial shall be at length, unless the Senate by a two-thirds vote shall dispense with one reading at length; and in no case of bills appropriating money shall the requirement of two readings at length be dispensed with without the unanimous consent of the Senators present.

The second reading of every bill, resolution or memorial shall be by its title.

Rule 12. ENGROSSMENT OF BILLS. The final question upon the second reading of every bill or other paper, originating in the Senate, and requiring three readings previous to being passed, shall be, "Shall it be engrossed and read a third time?" And upon every such bill or paper originating in the House of Representatives, "Shall it be ordered to a third reading?" And no amendments shall be received for discussion at the third reading of any bill, but it shall at all times be in order, before the final passage of such bill, to move its commitment under special instructions.

Rule 13.—QUESTION ON PASSAGE OF BILLS. Upon a third reading of a Senate bill, the question shall be stated thus: "This bill having been read three several times, the question is, '*Shall the bill pass?*'" Upon the third reading of the House bills, the question shall be stated thus: "This bill having been read three several times, the question is, '*Shall the bill be concurred in?*'"

Rule 14.—BILLS, AMENDMENTS AND RESOLUTIONS ENGROSSED. All bills, amendments, and resolutions, after being engrossed, in pursuance of the order of the Senate, shall be carefully examined and reported back by the Committee on Engrossed Bills, the engrossed copy to be transmitted to the House of Representatives, with the proper indorsements, and the original retained by the Senate.

Rule 15.—GENERAL FILE. All bills having received two readings and reported back by a committee shall constitute the General File. Bills in the General File shall be arranged therein by the Secretary in the order in which they are reported, or referred thereto as aforesaid, and shall be considered in the same order, unless the Senate shall direct otherwise.

Rule 16.—BILL OR RESOLUTION OPEN TO AMENDMENT. Substitutes may be offered at any time when a bill or resolution is open to amendment previous to engrossment, and when adopted shall take the place of the original bill or resolution, and shall be open to amendment.

Rule 17.—MOTION OR PROPOSITION, ON SUBJECT DIFFERENT. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment or substitute.

Rule 18.—LARGEST SUM AND LONGEST TIME. In filling up blanks the largest sum or number and the longest time shall be put first.

Rule 19.—AMENDMENT TO CONSTITUTION OR BILL. When an amendment to the Constitution or any bill, requiring the concurrence of two-thirds of the Senators, is under consideration, the concurrence of two-thirds shall not be required to decide any question for amendment, or extending to the merits, being short of the final question.

Rule 20.—STANDING COMMITTEES:

1. Agriculture and Manufactures to consist of 3 members.
2. Commerce and Navigation to consist of 3 members.
3. Mileage, to consist of 3 members.
4. Corporations, other than Municipal, to consist of 5 members.
5. Counties, Towns and Municipal Corporations to consist of 5 members.
6. Education, to consist of 3 members.
7. Engrossed Bills, to consist of 3 members.
8. Enrolled Bills, to consist of 3 members.
9. Federal Relations, to consist of 5 members.
10. Finance and claims, to consist of 5 members.
11. Judiciary, to consist of 5 members.
12. Military Affairs, to consist of 3 members.
13. Mines and Mining, to consist of 3 members.
14. Public Buildings, Hospitals, Prisons and Asylums, to consist of 5 members.
15. Public Lands, to consist of 5 members.
16. Public Morals, to consist of 3 members.

17. Printing, to consist of 3 members.
18. Roads, Highways and Bridges, to consist of 5 members.
19. Libraries, to consist of 3 members.
20. Irrigation and Water Rights, to consist of 5 members.
21. Fish and Game, to consist of 3 members.
22. Elections and Privileges, to consist of 5 members.
23. Labor and Capital, to consist of 5 members.
24. Stock Growing and Grazing, to consist of 3 members.
25. Immigration, to consist of 5 members.
26 Apportionment and Representation, to consist of 5 members.
27. Rules, to consist of 3 members

Rule 21.—COMMITTEES OF THE SENATE. All committees of the Senate, special and standing, and all joint committees on the part thereof, shall be elected by the Senate, unless otherwise specially ordered, and a majority of the Senate may at any time change the membership of any committee by giving one day's notice thereof.

Rule 22.—NO COMMITTEE SHALL ELECT CLERK. No committee, standing or special, shall elect a clerk without first obtaining the consent of the Senate.

Rule 23.—ORDER TO REFER. When a resolution shall be offered or a motion made to refer any subject, and different committees shall be proposed, the question shall be taken in the following order:

1st. The Committee of the Whole Senate.
2nd. A Standing Committee.
3rd. A Select Committee.

Rule 24.—ORDER OF PRECEDENCE. When a question is under debate, no motion shall be received but the following privileged questions, which shall have precedence in the following order:

1. To adjourn.
2. For a call of the Senate.
3. To lay on the table.
4. To postpone to a certain day.
5. To commit.
6. To amend.
7. To postpone indefinitely.

Rule 25.—DEBATABLE MOTIONS. No motion shall be debated until the same be seconded and distinctly announced by the President; and it shall be reduced to writing if desired by the President or any Senator, and read by the Secretary before the same shall be debated. A motion may be withdrawn at any time before amendment.

Rule 26.—WHEN READING OF A PAPER IS CALLED FOR. When the reading of a paper is called for (except petitions), and the same is objected to by any Senator, it shall be determined by a vote of the Senate, without debate. But this rule is not applicable to any bill, resolution, amendment, or other proposition which may be at the time directly under consideration.

Rule 27.—WHEN A SENATOR SHALL SPEAK. Every Senator, when he speaks, shall, standing in his place, address the President, and when he has finished he shall sit down. No Senator shall speak more than twice in any one debate on the same day and at the same stage of the bill, without leave; and Senators who have once spoken shall not again be entitled to the floor (except for explanation) to the exclusion of another who has not spoken.

Rule 28.—WHO SHALL SPEAK. When two or more Senators shall rise at once, the President shall name the Senator who is to speak first.

Rule 29.—WHEN CALLED TO ORDER. When a Senator shall be called to order he shall sit down until the President shall have determined whether he is in order or not; and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator. If the Senator be called to order for words spoken, the exceptional language shall immediately be taken down in writing.

Rule 30.—PREVIOUS QUESTION. The previous question shall be in this form: "Shall the main question be now put." It shall only be admitted when demanded by a majority of the Senators present upon division and its effect shall be to put an end to all debate and bring the Senate to a direct vote upon amendments reported by a committee, if any, upon pending amendments and then upon the main question. On a motion for the previous question, and

prior to the seconding of the same a call of the Senate shall be in order; but after a majority of the Senators have seconded such motion, no call shall be in order prior to the decision of the main question. If the previous question is negatived, the Senate shall proceed in the same manner as if the motion had not been made.

Rule 31.—No Debate on Motion for Previous Question. On a motion for the previous question, and under the previous question there shall be no debate. And all incidental questions of order arising after a motion is made for the previous question (or while acting under the previous question), shall be decided, whether on appeal or otherwise, without debate.

Rule 32.—When Ayes and Noes Called For. When the ayes and noes shall be called for by two members present, every member within the bar of the Senate at the time the question was put, shall declare openly and without debate, his assent or dissent to the question. In taking the ayes and noes, and upon the call of the Senate, the names of the Senators shall be taken alphabetically. Ween the ayes and noes shall be t ken upon any question in pursuance of this rule, no Senator shall be permitted, under any circumstances whatever, to vote after the decision is announced from the chair.

Rule 33.—Senator Absent Without Bar of Senate. Whenever any Senator is absent without the bar of the Senate when his name is called on the call of ayes and noes on any vote about to be taken, his vote shall not be received unless unanimously agreed to by the Senators present; nor shall a Senator be counted, on a division of a vote, who is absent without the bar of the Senate without leave.

Rule 34.—Motion to Reconsider. On the day succeeding that on which a final vote on any bill or resolution has been taken, said vote may be reconsidered on the motion of any Senator; *provided*, notice of intention to move such reconsideration shall have been given on the day on which such final vote was taken by a Senator voting with the majority; and it shall not be in order for any Senator to move a reconsideration on the day on which such final vote was taken. Said motion of reconsideration shall have precedence over every other motion except a motion to adjourn. No notice of reconsideration shall be in order on the day preceding the last day of the session.

Rule 35.—No Report to be Made to House. If a Senator gives notice that he intends to move a reconsideration, the Secretary shall not report the bill or resolution to the House of Representatives till the resolution [reconsideration] is disposed of, or the time for moving the same has expired.

Rule 36.—Titles of Bills to be Inserted in Journal. The titles of bills, and such parts thereof only as shall be affected by proposed amendments, shall be inserted in the journal.

Rule 37.—Proceedings of the Senate to be Entered in Journal. The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered on the journal as concisely as possible, care being taken to record a true and accurate account of the proceedings; but every vote of the Senate shall be entered on the journal, and a brief statement of the contents of each petition, memorial or paper presented to the Senate shall also be inserted in the journal.

Rule 38.—Rules of Senate in Committee of the Whole. The rules of the Senate shall be observed in the Committee of the Whole, so far as applicable, except limiting the number of times of speaking, and except that the ayes and noes shall not be taken.

Rule 39.—Cushing's Law and Practice. In all cases not provided for in these rules, the Senate shall be governed by the law and practice as laid down in Cushing's Law and Practice of Legislative Assemblies.

Rule 40.—Rules, when Can be Changed. No standing rule or order of the Senate shall be rescinded or changed, without the concurrence of a majority of the Senate and one day's notice being given of the motion therefor, which motion shall embrace the proposed amendment; but a rule or order may be suspended temporarily by a vote of two-thirds of the Senators present, except rules or orders relating to the final passage of bills.

All proposed amendments on any proposed new rules shall be referred to the Committee on Rules without debate.

Rule 41.—Rooms, Passages and Buildings of Senate Under Control of President. The rooms, passages and buildings set apart for the use of the

Senate shall be under the control and direction of the President of the Senate, and he shall have the control and direction of the journals, papers, and bills of the Senate; he shall see that all the officers of the Senate perform their respective duties, and may assign places to reporters.

Rule 42.—DISTURBANCE OR DISORDERLY CONDUCT IN LOBBIES. In case of a disturbance, or disorderly conduct in the lobbies, the President (or Chairman of the Committee of the whole Senate), shall have the power to order the same to be cleared.

Rule 43.—PRESIDENT'S RIGHT TO NAME SENATOR TO THE CHAIR. The President shall have the right to name any Senator to perform the duties of the chair, who is hereby vested during such time, with all the powers of the President; but [such?] substitute shall not lose the right of voting on any question while so presiding.

Rule 44. MESSENGERS INTRODUCED. Messengers are introduced in any state of business, except while a question is being put, where the ayes and noes are being called, or while the ballots are being counted.

Rule 45.—DUTY OF DOORKEEPER AND SERGEANT-AT-ARMS IN PRESERVING ORDER. It shall be the duty of the doorkeeper to prohibit all persons, except Senators, members of the House of Representatives, state officers, officers of the two Houses, and such reporters as have seats assigned them by the President, from coming within the bar of the Senate, unless invited by the President or a Senator, and it shall be the duty of the Sergeant-at-Arms to arrest for contempt all persons outside the bar, or in the gallery, found engaged in loud conversation or otherwise making a noise, to the disturbance of the Senate.

Rule 46.—NOMINATIONS FROM THE GOVERNOR. When nominations shall be sent by the Governor to the Senate for their confirmation, the same shall be, unless the Senate shall by a majority vote otherwise direct, acted upon at once.

Rule 47.—SECRET SESSION. On a motion, made and seconded, to close the doors of the Senate on the discussion of any business, which may in the opinion of the Senate require secrecy, the President shall require all persons except the members, and Secretary of the Senate, to withdraw, and during the discussion of said motion the doors shall remain closed; and every member and officer of the Senate shall keep secret all such matters, proceedings and things, whereof secrecy shall be enjoined by order of the Senate.

Rule 48.—ENGROSSING AND ENROLLING BILLS. All bills ordered engrossed shall be delivered to the Engrossing Clerk by the Secretary of the Senate, and the receipt in writing of the Engrossing Clerk taken therefor; and all said bills shall be engrossed in the order of their receipt by said Engrossing Clerk; and all Senate bills shall, after their final passage by and receipt from the House, be delivered to the Enrolling Clerk by the Secretary of the Senate in the order of their receipt from the House of Representatives, and the receipt, in writing, of said Enrolling Clerk taken therefor; and said bills shall be enrolled by the Enrolling Clerk in the order of their receipt from the Secretary of the Senate.

Rule 49.—PRIVILEGE OF CLOSING DEBATE. The author of a bill, motion, or resolution, shall have the privilege of closing the debate, unless the previous question has been sustained.

Rule 50.—TIME ALL COMMITTEES SHALL REPORT. All committees of the Senate shall report their action on all bills or matters referred to them within five days after reference, unless at the request of the Committee further time be granted.

On motion of Gibson Senators Cardwell, Buford and Baylies were appointed a Committee on Mileage.

On motion of Matts, Senators Gibson and Hoffman were appointed a committee of two on the part of the Senate to act with a like committee of the House on joint rules.

On motion of Goddard, the Secretary was instructed to procure order of business cards for the use of the Senate.

On motion of Matts, Senator McDermott was granted a leave of absence for two days, and the Secretary was directed to note upon the Journal that a pair had been agreed upon between Senators McDermott and Baylies for the period of two days.

On motion of Steele, the Senate adjourned until 10 A. M. to-morrow.

DAVID MARKS, Secretary.

THIRD DAY.

SENATE CHAMBER,
Helena, Montana, January 4, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, McDermott.

Prayer by the Chaplain.

Journal of second day read and approved.

On motion of Hoffman, the Senate adjourned until 10 A. M. to-morrow.

DAVID MARKS, Secretary.

FOURTH DAY.

SENATE CHAMBER,
Helena, Montana, January 5th, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of the third day read and approved.

The following report was received:

Mr. President: We, your committee, appointed by the Senate to wait upon the Governor and inform him that the Senate had been organized and were ready to receive any communication that he may wish to make, beg leave to report that we have performed the duty assigned to us and that His Excellency informed us that he would communicate with both branches of the Legislative Assembly to-day.

S. R. BUFORD,
ED. CARDWELL,
T. P. CULLEN.

The following report was received and adopted:

Mr. President: Your committee, appointed to ascertain the number of miles actually traveled by members of the Senate in going to

and returning from the seat of government, together with the several amounts due said members, beg leave to submit the following tabulated report:

		Miles.	Amount.
Senator Baylies	Lewistown to Helena	436	$97 20
Senator Brown	Dillon to Helena	284	56 80
Senator Buford	Virginia City to Helena	350	70 00
Senator Cardwell	Cold Springs to Helena	232	46 40
Senator Cullen	Glendive to Helena	928	185 60
Senator Eggleston	Anaconda to Helena	198	39 60
Senator Folsom	White Sulphur Springs to Helena	150	30 00
Senator Gibson	Great Falls to Helena	198	39 60
Senator Goddard	Billings to Helena	478	95 60
Senator Hoffman	Bozeman to Helena	198	39 60
Senator Hatch	Big Timber to Helena	316	63 20
Senator McDermott	Butte to Helena	144	28 80
Senator Matts	Missoula to Helena	250	50 00
Senator Power	Fort Benton to Helena	284	56 80
Senator Steele	Helena	2	40
Senator Swift	Ekalaka	952	190 40

All of which is respectfully submitted.

ED. CARDWELL,
S. R. BUFORD,
C. W. BAYLIES.

On motion, a leave of absence was granted to Senator McDermott, and a pair was announced between him and Senator Baylies.

On motion of Gibson, the Senate took a recess for thirty minutes.

Senate resumed.

Roll called—Quorum present.

A committee from the House, consisting of Messrs. Bach, Beecher and Lewis, appeared within the bar of the Senate and announced that the House had been duly organized by the election of the following officers:

Thomas Matthews, Speaker.
A. F. Bray, Speaker *pro tem.*
Henry J. Meili, Chief Clerk.
Charles Z. Pond, Assistant Chief Clerk.
F. C. Ives, Sergeant-at-Arms.
W. H. Green, Assistant Sergeant-at-Arms.
Rev. S. E. Snyder, Chaplain.
J. A. Gilfillan, Engrossing Clerk.
N. H. Connolly, Enrolling Clerk.
W. Leyshon, Doorkeeper.
W. H. Murry, Day Watchman.
A. F. Smith, Night Watchman.
B. F. Hooper, Janitor.
Joseph Ryan, H. C. Beecher, Ed Boos and L. R. Peck, Pages.

The committee extended to the Senate an invitation to meet the House in joint session at 11 A. M. for the purpose of receiving His Excellency the Governor.

On motion of Buford, the invitation was accepted.

A committee from the House, consisting of Messrs. Bray, Bonner and Babcock, appeared within the bar of the Senate and announced that they had been appointed to act with a like committee of the Senate for the purpose of waiting on the Governor and informing

him that the two Houses were organized and ready to receive any communication that he might see fit to make.

On motion, the Chair appointed as such committee on the part of the Senate, Senators Cardwell, Folsom and Baylies.

On motion of Buford, the Senate took a recess for ten minutes.

Senate resumed.

Roll called—Quorum present.

On motion of Steele, the Senate proceeded to the House, and the Senate after the dissolution of the joint session should stand adjourned until 10 A. M. to-morrow. DAVID MARKS, Secretary.

FIFTH DAY.

SENATE CHAMBER,
Helena, Montana, January 6, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of fourth day read and approved.

Senator Power was granted leave of absence until Monday, and a pair was announced between Power and Steele.

On motion of Buford, the following resolution was adopted:

Resolved, That when the proper standing committees shall have been elected or appointed, the President shall appoint a committee of three whose duty it shall be to distribute the various matters contained in the Governor's message to the appropriate committees.

On motion of Gibson, the following were named as standing committees of the Senate:

Agriculture and Manufactures—Gibson, Hoffman, Folsom.

Commerce and Navigation—Power, Cullen, McDermott.

Mileage—Cardwell, Buford, Baylies.

Corporations Other than Municipal—Eggleston, McDermott, Steele, Power, Brown.

Counties, Towns and Municipal Corporations—Cardwell, Gibson, Cullen, Hatch, Power.

Education—Gibson, Matts, Goddard.

Engrossed Bills—Hatch, Cullen, Buford.

Enrolled Bills—Cullen, Cardwell, Swift.

Federal Relations—Folsom, Eggleston, Gibson, Buford, Goddard.

Finance and Claims—Hoffman, Baylies, Gibson, McDermott, Folsom.

Judiciary—Matts, Gibson, Hoffman, Baylies, Goddard.

Military Affairs—Buford, Hoffman, Power.

Mines and Mining—McDermott, Eggleston, Buford, Folsom, Brown.

Public Buildings, Hospitals and Asylums—Hoffman, Matts, Cardwell, Hatch, Baylies.

Public Lands—Buford, Steele, Hoffman, Swift, Goddard.

Public Morals—Power, Goddard, Steele.

Printing—Cullen, Eggleston, Hatch.

Roads, Highways and Bridges—Brown, Buford, Cardwell, Gibson, Hatch.

Libraries—Swift, Goddard, Steele.

Irrigation and Water Rights—Buford, Hoffman, Eggleston, Folsom, Goddard.

Fish and Game—Hoffman, Cardwell, Baylies.

Elections and Privileges—Steele, McDermott, Eggleston, Brown, Swift.

Labor and Capital—Goddard, Cardwell, Cullen, Power, Folsom.

Stock Growing and Grazing—Baylies, Cardwell, Buford.

Immigration—McDermott, Gibson, Eggleston, Power, Brown.

Apportionment and Representation—Eggleston, Matts, Gibson, Swift, Brown.

Rules—Matts, Gibson, Goddard.

On motion of Hoffman, the Senate adjourned until 4 P. M., Monday, January 9.

DAVID MARKS, Secretary.

EIGHTH DAY.

SENATE CHAMBER,
Helena, Montana, January 9, 1893.

Senate met pursuant to adjournment at 4 o'clock P. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of fifth day read and approved.

The President announced as the committee on the distribution of the Governor's message authorized by the resolution of Senator Buford, adopted on the 6th inst., Senators Buford, Hatch and Gibson.

The following communication was received:

HELENA PUBLIC LIBRARY,
Helena, Montana, January 9, 1893.

To the President of Montana State Senate:

The Trustees of the Helena Public Library wish to extend an invitation to the members of the Senate to make use of the Public Library of the City of Helena during the present session.

The enclosed form of borrower's application and guarantee will indicate the proper steps to any one wishing to take a book to his room.

Library open, week days, 9 A. M. to 9 P. M.; Sundays, 1 to 5 P. M. Very respectfully, FRANK C. PATTEN, Librarian.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 6, 1893.

Mr. President: I am directed by the House of Representatives

to inform your honorable body that Messrs. Bach, Scharnikow and Tallant have been appointed a committee on joint rules to confer with like committee of the Senate. Yours very respectfully,

HENRY J. MEILI, Chief Clerk.

By unanimous consent Steele introduced, without having given previous notice, S. B. No. 1, "An act to regulate the practice of dentistry in the State of Montana," which was read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

Notices of the introduction of bills were given as follows:

By Baylies—"A bill for the repeal of a bill for an act with reference to estrays upon the public domain," approved March 5, 1891.

By Matts—"A bill for an act to establish, locate, maintain and govern the University of the State of Montana."

By Hoffman—"A bill to establish and locate the Agricultural College and Experiment Station of the State of Montana."

By McDermott—"A bill for the location, incorporation, establishment, maintenance and support of the Montana School of Mines."

Folsom introduced the following resolution:

Resolved, That the recurrence of the anniversary of the battle of New Orleans serves to recall the revered memory of Andrew Jackson, the seventh President of the United States, a gallant soldier, and a citizen whose public services, eminent character and lofty patriotism should be an example and inspiration to those who are now in the enjoyment of the blessings of the Union, which was the object of his steadfast devotion and unfaltering loyalty.

That we indorse, as a manifestation of his broad, far-seeing and patriotic statesmanship, the recommendation conveyed in his letter to Dr. Coleman, dated April 26, 1824, that our resources and industries "ought to have extended to them adequate and fair protection, that our own manufactories and laborers may be placed on a fair competition with those of Europe, and that we may have within our own country a supply of those leading and important articles so essential to war."

On motion of Matts, the resolution was referred to the Committee on Labor and Capital.

On motion of Buford, the Senate adjourned until 10 A. M. tomorrow.

DAVID MARKS, Secretary.

NINTH DAY.

SENATE CHAMBER,
Helena, Montana, January 10, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of eighth day read and approved.

A communication was received from Dr. Coursey French, of Dubuque, Iowa, with reference to establishing a school for deaf and

dumb children, which was read and referred to the Committee on Public Buildings, Hospitals and Asylums.

Bills were introduced as follows:

S. B. No. 2, by Baylies—"A bill for an act to repeal an act with reference to estrays upon the public domain." Read first and second times and referred to the Committee on Stock Growing and Grazing.

S. B. No. 3, by Matts—"A bill for an act to establish, locate, maintain and govern the University of the State of Montana," was read first and second times. Matts moved to refer the bill to the Committee on Public Buildings, Hospitals and Asylums. Motion lost. The bill was referred to the Committee on Education.

Notices of the introduction of bills were given as follows:

By Gibson—"A bill for the better protection of fish and game."

By Folsom—"A bill to create the Eleventh Judicial District of the State of Montana and to provide for its organization."

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 9, 1893.

Mr. President: I am directed by the House of Representatives to inform your honorable body that the following notices of bills have been given:

By Fitschen—A bill in relation to the protection of game and fish.

By A. F. Bray—A bill to prohibit the employment or use of non-resident persons in preserving civil order or the enforcement of law in the State of Montana.

A bill to provide a seal for the State of Montana.

A bill to provide for the establishment and support of an institution to be called the Montana School of Mines.

By Kilgallon—A bill entitled "An Act Relative to the Appointment of Special Deputy Marshals or Policemen."

Yours respectfully, HENRY J. MEILI, Chief Clerk.

The following communication was received and referred to the Committee on Judiciary:

Helena, January 10, 1893.

To the President of the Senate:

I have the honor to invite your attention to the inclosed copy of resolutions passed by the Legislature of the State of Vermont.

Yours respectfully, J. E. RICKARDS, Governor.

JOINT RESOLUTION RELATING TO THE IMMIGRATION OF PAUPERS, CRIMINALS AND DEPENDENT PERSONS.

Resolved by the Senate and House of Representatives:

That the Senate and House of Representatives of the State of Vermont respectfully request the Congress of the United States and the legislative departments of the several States to enact laws establishing a uniform policy of immigration from foreign nations and of migration from State to State of persons who are dependent upon charity and are of idle or vicious habits.

Resolved, That the Secretary of State be requested to transmit copies of the foregoing resolution to the presiding officers of both

houses of Congress of the United States, to each of the Senators and Representatives therein from this State, and to the Governors of the several States of the United States.

WILLIAM W. STICKNEY,
Speaker of the House of Representatives.

[SEAL.] F. STEWART STRANAHAN,
President of the Senate.

A true copy. Attest:

CHAUNCEY W. BROWNELL,
Secretary of State.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, January 10, 1893.

President of the Senate:

I hereby nominate, by and with the consent of the Senate, appoint:

Charles S. Shoemaker, of Silver Bow County, Mine Inspector.

John R. Gilbert, of Beaverhead County, Deputy Mine Inspector.

Respectfully, J. E. RICKARDS, Governor.

On motion of Hoffman, the Senate resolved itself into executive session for the consideration of the nominations made by His Excellency the Governor. The doors were ordered closed.

Senate resumed with open doors, and the Secretary was directed to enter upon the Journal that the Senate, in executive session, had confirmed the following nominations made by the Governor:

Charles S. Shoemaker, of Silver Bow County, for Mine Inspector.

John R. Gilbert, of Beaverhead County, for Deputy Mine Inspector.

On motion of Goddard, Senator Power was granted a leave of absence until 10 A. M. to-morrow. A pair was announced between Steele and Power until 10 A. M. to-morrow.

On motion of Hoffman, the Senate proceeded to ballot for United States Senator, with the following result:

For Wilbur F. Sanders—Baylies, Brown, Folsom, Goddard, Hatch, Swift—6.

For William A. Clark—Buford, Cardwell, Cullen, McDermott—4.

For William W. Dixon—Eggleston, Matts—2.

For Martin Maginnis—Gibson—1.

For Samuel T. Hauser—Hoffman—1.

Paired—Senators Power and Steele—2.

The Secretary was directed to enter upon the Journal the fact that the Senate had failed to give a majority of the whole number of votes cast to any person.

On motion of Hoffman, the Senate adjourned until 10 A. M. to-morrow.

DAVID MARKS, Secretary.

TENTH DAY.

SENATE CHAMBER,
Helena, Montana, January 11, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of ninth day read and approved.

The following report was received:

Mr. President: Your Committee on Labor and Capital, to which was referred Senate Resolution No. 1, beg leave to report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted, O. F. GODDARD, Chairman.

Matts moved that the bill be referred to the Committee on Public Morals.

Motion lost.

The report of the Committee on Labor and Capital was then adopted by the following vote:

Ayes—Baylies, Brown, Folsom, Goddard, Hatch, Hoffman, Power, Swift—8.

Noes—Buford, Cardwell, Cullen, Eggleston, Gibson, Matts, McDermott—7.

Absent—Steele.

The following report was received and adopted:

LEGISLATIVE ASSEMBLY, STATE OF MONTANA,
SENATE CHAMBER,
Helena, Montana, January 11, 1893.

To the Senate:

Your committee on distribution and reference of matters in the Governor's message hereby report and recommend as follows:

That so much as relates to the finances of the State, the State Treasury, the State levy and the estimate of expenses be referred to the Committee on Finance and Claims.

That so much as relates to the Attorney General's report be referred to the Committee on Judiciary.

That so much as relates to the Adjutant General be referred to the Committee on Military Affairs.

That so much as relates to Boiler Inspector be referred to the Committee on Mines and Mining.

That so much as relates to the State Board of Medical Examiners be referred to Committee on Public Morals.

That so much as relates to Superintendent of Public Instruction be referred to Committee on Education.

That so much as relates to State Capital be referred to the Committee on Public Buildings, Hospitals and Asylums.

That so much as relates to State and Educational Institutions be referred to Committee on Education.

That so much as relates to the Orphans' Home be referred to the Committee on Public Buildings, Hospitals and Asylums.

That so much as relates to new Counties be referred to Committee on Counties, Towns and Municipal Corporations.

That so much as relates to the Reform School be referred to the Committee on Public Morals.

That so much as relates to the State Examiner be referred to the Committee on Finance and Claims.

That so much thereof as relates to the great seal be referred to the Committee on Education.

That so much as relates to the State boundaries be referred to the Committee on Federal Relations.

That so much as relates to public lands be referred to the Committee on Public Lands.

That so much as relates to the mineral lands be referred to the Committee on Mines and Mining.

That so much as relates to emigration be referred to the Committee on Emigration.

That so much as relates to forests and prairie fires be referred to the Committee on Stock Growing and Grazing.

That so much as relates to fish and game be referred to the Committee on Fish and Game.

That so much as relates to the Supreme Court be referred to the Committee on Judiciary.

That so much as relates to labor be referred to the Committee on Labor and Capital.

That so much as relates to Pinkerton's forces be referred to the Committee on Labor and Capital.

That so much as relates to the penitentiary be referred to the Committee on Public Buildings, Hospitals and Asylums.

That so much as relates to the Insane be referred to the Committee on Public Buildings, Hospitals and Asylums.

That so much as relates to purity of ballot be referred to the Committee on Elections and Privileges.

That so much as relates to registration be referred to the Committee on Elections and Privileges.

That so much as relates to the Australian law be referred to the Committee on Elections and Privileges.

That so much as relates to the Governor's successor be referred to the Committee on Judiciary.

That so much as relates to the National Guard be referred to the Committee on Military Affairs.

That so much as relates to silver be referred to the Committee on Mines and Mining.

That so much as relates to the Code be referred to the Committee on Judiciary.

That so much as relates to the World's Columbian Exposition be referred to the Committee on Emigration.

That so much as relates to irrigation be referred to the Committee on Irrigation and Water Rights.

In conclusion, your committee respectfully recommends that the whole message be referred to the Committee on Printing, with instructions to have printed 1,000 copies in pamphlet form for distribution.

S. B. BUFORD,
GEORGE M. HATCH,
PARIS GIBSON.

The following communications were received:

Helena, Montana, January 10, 1893.

Mr. President: I am directed by the House to inform your

honorable body that notices of the introduction of bills were given as follows:

By Carpenter—A bill entitled an act to legalize and confirm the official acts of notaries public.

By Bach—A bill to provide for the assignment of his property by an insolvent debtor for the benefit of his creditors.

By Swett—A bill to prevent the bringing into this State of private armed forces.

By Swett—A bill to regulate the hours of labor of stationary engineers.

By Goodell—A bill relating to bounties on stock-killing animals.

By Butler—A bill entitled an act to create the County of Flathead, to define its boundaries and provide for its organization and the election of officers thereof.

By Lewis—A bill for the creation of Valley County, to define its boundaries and to provide for its organization.

By Fleming—A bill to create the Eleventh (11th) Judicial District, to be composed of the Counties of Madison and Beaverhead.

Very respectfully, HENRY J. MEILI, Chief Clerk.

Helena, Montana, January 10, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following concurrent resolution was passed:

Resolved, That with the concurrence of the Senate that there be a joint session of the two bodies to-morrow at twelve (12) meridian.

Very respectfully, HENRY J. MEILI, Chief Clerk.

On motion of Hoffman, the concurrent resolution adopted by the House was concurred in by the Senate.

Bills were introduced as follows:

By McDermott—S. B. No. 4, "A bill for the establishment, maintenance and support of the School of Mines." Read first and second times and referred to the Committee on Education.

By Folsom—S. B. No. 5, "An act to create the Eleventh Judicial District of the State of Montana and to provide for its organization." Read first and second times and referred to the Committee on Judiciary.

Notices of the introduction of bills were given as follows:

By Cullen—"A bill for an act to provide for an additional bounty for the killing of wolves."

By Gibson—"A bill for an act to provide for the location and establishment of a School of Mines, College of Agriculture and Mechanic Arts and State University."

By Power—"A bill for an act to create and organize the County of Teton and to define the boundaries thereof, and for the appointment of the various officers for said county."

By Matts—"A bill for an act to provide for the appointment, terms of office, powers, duties and compensation of the State Board of Education."

The following communication was received:

GOVERNOR'S OFFICE,
Helena, January 11, 1893.

To the President of the Senate:

I hereby nominate and, by and with the consent of the Senate,

appoint Miss Lou Guthrie Librarian of the Montana Law Library.

Respectfully, J. E. RICKARDS, Governor.

On motion of Hoffman, the nomination of Miss Lou Guthrie for Librarian of the Montana Law Library was confirmed in open session.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, January 11, 1893.

To the President of the Senate:

I have the honor to transmit herewith the report of the Code Commission and copy of the four Codes as finally corrected by the Commissioners. Respectfully, J. E. RICKARDS, Governor.

The report of the Code Commission and copy of the four Codes were referred to the Committee on Judiciary.

On motion of Hoffman, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Steele moved that the Senate proceed to the House for the purpose of holding a joint session and that when the joint session dissolved the Senate stand adjourned until 10 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

ELEVENTH DAY.

SENATE CHAMBER,
Helena, Montana, January 12, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

On motion of Folsom Senator Gibson was granted a leave of absence for two days and the Secretary was directed to enter upon the Journal that Senators Folsom and Gibson were paired on all political questions for the period of two days.

Prayer by the Chaplain.

Journal of tenth day read and approved.

The following report was received:

Mr. President: Your Committee on Stock Growing and Grazing, to whom was referred Senate Bill No. 2, beg leave to report the same back with the recommendation that it do pass.

C. W. BAYLIES, Chairman.

S. B. No. 2 was ordered printed.

The following communication was received:

Helena, Montana, January 11, 1893.

Mr. President: I am directed by the House to inform your honorable body that bills were introduced as follows:

By Killgallon—H. B. No. 1, an act relative to the appointment of special deputies, marshals or policemen, by Sheriffs, Mayors and other persons authorized by law to make such appointments.

By Swett—H. B. No. 2, a bill for an act regulating the hours of labor of stationary engineers, and fixing penalties for violation thereof.

By Swett—H. B. No. 3, a bill for an act prohibiting the bringing of private armed forces or bodies of men into the State of Montana.

Very respectfully, H. J. MEILI, Chief Clerk.

Buford gave notice of "A bill to locate, establish and endow the State Normal School."

On motion of Buford, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

By unanimous consent Hoffman introduced S. B. No. 6—An act providing for the location and establishment of the Agricultural College of the State of Montana and an Agricultural Experimental Station in connection therewith; enumerating its objects and purposes, dedicating lands for the use of the same, providing for the government and control thereof, and accepting and adopting the provisions, donations and benefits contained in the acts of Congress relating thereto.

The rules were suspended, the bill read a first time by title, and the second reading was postponed until to-morrow.

Hoffman moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolved the Senate stand adjourned until 10 A. M. to-morrow.

Carried.

TWELFTH DAY.

SENATE CHAMBER,
Helena, Montana, January 13, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of eleventh day read and approved.

The following report was received:

Mr. President: The Committee on Public Buildings, Asylums and Hospitals, to whom was referred Senate Bill No. 1, report the same back with the recommendation that it do pass.

HOFFMAN, Chairman.

S. B. No. 1 was ordered printed.

The following communication was received:

Helena, Montana, January 11, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of introduction of bills have been given:

By Scharnikow—A bill fixing the per diem and mileage of members of the Legislative Assembly of Montana.

By Scharnikow—A bill to repeal the law known as the estray law.

By Lockey—A bill for an act to amend section 1560 of the Fifth Division of the Compiled Statutes of Montana.

A bill for an act to amend sections 533, 534 and 538 of chapter 28 of the Fifth Division, Compiled Laws of Montana.

A bill for an act to amend section 475 of the Fifth Division of the Compiled Laws of Montana.

By C. H. Bray—A bill for an act to establish a State Reform School and provide for its management.

By Van Cleve—A House Joint Memorial for the segregation of a certain portion of the National Park.

By Swett—A bill for the establishment of a State Bureau of Statistics and Labor and the appointment of a Commissioner thereof.

By Rose—A bill for the establishment, maintenance and support of a State Normal School, the same to be located at or near Dillon, Beaverhead County, State of Montana.

By A. F. Bray—A bill to regulate the practice of dentistry in the State of Montana.

A bill to appropriate money for the relief of Emily Swan and others.

By Babcock—A bill to locate the State Prison and to select a site therefor, and for the erection of a State Prison thereon.

A bill to amend Subdivision Six of section 14 of an act concerning revenue, approved March 6, 1891.

By Ash—A bill for the location of a State Normal School at Livingston, Montana.

By Monteath—A joint memorial to Congress relative to the election of United States Senators.

By Smalley—A bill for the creation of the County of Bitter Root, defining its boundaries and providing for its organization.

By Huffman—A bill fixing the location of the Agricultural College and Experimental Station of the State of Montana.

Very respectfully, HENRY J. MEILI, Chief Clerk.

S. B. No. 6 was read a second time and referred to the Committee on Education.

The following communication was received:

Helena, Montana, January 13, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced, as follows:

By Lewis, H. B. No. 4—A bill for an act to create the County of Valley, defining its boundaries and providing for its organization.

By A. F. Bray, H. B. No. 5—An act to appropriate money for the relief of Emily Swan and others therein named.

By Scharnikow, H. B. No. 6—An act fixing the per diem and mileage of the members of the Legislative Assembly of Montana.

By Scharnikow, H. B. No. 7—An act to repeal an act entilted "A Bill for an Act with Reference to Estrays upon Public Domain."

By Babcock, H. B. No. 8—An act to locate a State Prison and select a site therefor, and the erection of a State Prison thereon.

By Babcock, H. B. No. 9—An act to amend Section 13 of an act concerning revenues, approved March 6, 1891.

By A. F. Bray, H. B. No. 10—A bill for an act to appropriate money for certain purposes and for certain persons therein named.

The bill was rejected.

By Lockey, H. B. No. 11—A bill to amend Sections 533, 534 and 538 of Chapter 28, Fifth Division, Compiled Statutes of Montana.

By Lockey, H. B. No. 12—A bill to amend Section 475 of the Fifth Division, Compiled Statutes of Montana.

By Lockey—H. B. No. 13—A bill for an act to amend Section 1560 of the Fifth Division, Compiled Statutes of Montana.

Notices of introductions of bills were given as follows:

By A. F. Bray—A bill entitled "An Act to Provide for the Erection and Purchase of Warm Springs and the Improvements Thereon in Deer Lodge County as an Insane Asylum."

By A. F. Bray—A bill for an act to appropriate money for certain purposes and for certain persons therein named.

By Burns—A bill entitled "An Act for the Formation of a New County to be Composed of a Portion of Eastern Choteau County, to be Called 'Bear Paw' County;" also defining its boundaries, etc.

By Tierney—A bill to legalize funding bonds by counties in Montana.

By Metzel—A bill for an act to erect, establish and endow a State Normal School at or near Twin Bridges.

By Monteath—A bill for an act regulating primary elections and prescribing penalties for frauds.

By Scharnikow—A bill concerning licenses. Very respectfully,

H. J. MEILI, Chief Clerk.

Cullen gave notice of "A bill for an act to create the County of Valley, define its boundaries and provide for the organization thereof."

Senator Buford was granted a leave of absence indefinitely, and the Secretary was directed to enter upon the Journal that Senators Buford and Brown were paired on all questions of a political nature during the time of Senator Buford's absence.

On motion of Steele, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Buford moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolved that the Senate stand adjourned until 10 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

THIRTEENTH DAY.

SENATE CHAMBER,
Helena, Montana, January 14, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Buford.

Prayer by the Chaplain.

Journal of twelfth day read and approved.

Folsom presented a petition from the citizens of Neihart for an amendment of the law authorizing municipal corporations to incur indebtedness, which was read and referred to the Committee on Counties, Towns and Municipal Corporations.

The following report was received:

Mr. President: We, your Committee on Printing, to whom was referred S. B. No. 2, beg leave to report the same back as being correctly printed. T. P. CULLEN, Chairman.

S. B. No. 2 was placed on the general file.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, January 13, 1893.

To the President of the Senate:

I have the honor to transmit herewith a supplementary report of the Ex-State Treasurer, showing receipts and disbursements of his office from December 1, 1892, to January 1, 1893. Respectfully,

J. E. RICKARDS, Governor.

The supplementary report of the Ex-State Treasurer was referred to the Committee on Finance and Claims.

Bills were introduced as follows:

By Cullen—S. B. No. 7, "A bill for an act to create the County of Valley, to define its boundaries and provide for its organization." Read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

By Power—S. B. No. 8, "A bill for an act to create the County of Teton, to define its boundaries and to provide for its organization and the election of the officers thereof." Read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

Notices of the introduction of bills were given as follows:

By Hoffman—"A bill to establish departments and create a State Water Commission."

By Goddard—"A bill for an act to amend section 233 of the Fourth Division, Criminal Laws, Compiled Statutes of Montana, and to repeal Chapter CII. of the Fifth Division, General Laws, Compiled Statutes of Montana, and to repeal an act of the Sixteenth Legislative Assembly of the Territory of Montana, entitled "An act to add a section to Chapter one hundred and two of the Fifth Division, Compiled Statutes of Montana, relating to toll roads, toll bridges and toll ferry boats," approved March 13, 1889.

The following communication was received:

Helena, Montana, January 13, 1893.

Mr. President: I am directed by the House of Representatives to inform your honorable body that the following bills were introduced, to wit:

By Fleming, H. B. No. 14—An act to create the Eleventh Judicial District of the State of Montana and to provide for its organization.

By Scharnikow, H. B. No. 15—An act concerning licenses.

By Tierney, H. B. No. 17—An act to legalize funding bonds issued by counties previous to January 5, 1893.

By A. F. Bray, H. B. No. 18—An act appropriating money for certain purposes and for certain persons therein named.

By Smalley, H. B. No. 16—An act to create the County of Bitter Root, to define its boundaries and to provide for its organization.

Very respectfully, HENRY J. MEILI, Chief Clerk.

Helena, Montana, January 13, 1893.

Mr. President: I am directed by the House of Representatives to inform your honorable body that the following notices of the introduction of bills have been given, to wit:

By Scharnikow—Code of Civil Procedure of the State of Montana.

Political Code of the State of Montana.

Civil Code of the State of Montana.

Penal Code of the State of Montana.

By L. A. Huffman—To establish departments and to create a State Water Commission, and to define the powers of each.

By L. A. Huffman—To prevent corrupt practices in elections and to provide for publicity of election expenses.

By T. C. Bach—To regulate the fees of notaries public for the protesting of promissory notes and other negotiable paper.

By T. C. Bach—For the further regulation and control of the Board of County Canvassers of Elections.

By T. C. Bach—To amend an act entitled "An act to provide for the registration of the names of electors and to prevent fraud at elections."

By T. C. Bach—For an appropriation to provide for and purchase the proper facilities for the preservation of the Records of the Supreme Court.

By Tierney—An act entitled an act to amend sections 790, 795, 796 and 808 of the Fifth Division of the Compiled Statutes of Montana.

By Sappington—A notice of a joint resolution appropriating money for the relief of the officers and attaches of the Third Legislative Assembly. Very respectfully, HENRY J. MEILI, Chief Clerk.

On motion of Steele, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following communication was received:

Helena, Montana, January 14, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following concurrent resolution was adopted:

Be it Resolved by the House of Representatives of the State of Montana (the Senate concurring):

That a committee of five, to consist of two members of the Senate and three members of the House, be appointed, whose duty it shall be to ascertain and report how much money will be necessary for the use of the State Board of World's Fair Managers for the State of Montana to complete its labors and make a creditable display at the World's Columbian Exposition. Very respectfully,

HENRY J. MEILI, Chief Clerk.

The resolution of the House was concurred in, and Senators Folsom and McDermott were appointed as members of the committee on the part of the Senate.

Hoffman moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. of this day. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Gibson introduced S. B. No. 9, "An act to establish the Agricultural College, a School of Mines and the State University, and to provide for the location of the same," which was read first and second times and referred to the Committee on Education.

Notices were given as follows:

By Gibson—"A bill for an act to amend Section 1950 of the Fifth Division of the Compiled Statutes of Montana, concerning school bonds."

Also, "A bill for an act to amend Sections 446, 467, 468 and 469 of Chapter XXV of the Fifth Division of the Compiled Statutes of Montana of 1887, in relation to the term of existence of corporations."

On motion of Hoffman, the Senate adjourned until 10 A. M., Monday, January 16, 1893. DAVID MARKS, Secretary.

FIFTEENTH DAY.

SENATE CHAMBER,
Helena, Montana, January 16, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Buford.

Prayer by the Chaplain.

Journal of thirteenth day read and approved.

The Committee on Education were granted further time in which to report on Senate Bills Nos. 3 and 4.

Bills were introduced as follows:

By Gibson, S. B. No. 10—"A bill for an act to amend Sections 446, 467, 468 and 469 of Chapter XXV of the Fifth Division, Compiled Statutes of Montana of 1887, in relation to the terms of existence of corporations." Read first and second times and referred to the Committee on Corporations Other than Municipal.

By Hoffman, S. B. No. 11—"A bill to establish departments and to create a State Water Commission, and to define the duties of each." Read first and second times and referred to the Committee on Irrigation and Water Rights.

By Matts, S. B. No. 12—"A bill for an act to provide for the appointment, terms of office, powers and duties, and compensation of the State Board of Education." Read first and second times and referred to the Committee on Education.

By Cardwell, at the request of Senator Buford, S. B. No. 13—"A bill for an act to locate, establish and endow a State Normal School." Read first and second times and referred to the Committee on Education.

Power gave notice of "A bill for an act to require railroads to construct and maintain suitable crossings and cattle guards across their tracks, and to punish violations of the same."

On motion of Goddard, the following was adopted:

Be it Resolved by the Senate, the House of Representatives concurring:

That the Judiciary Committee of the Senate and the Judiciary Committee of the House of Representatives of the Third Session of the Legislative Assembly of the State of Montana is hereby constituted a Joint Committee for the purpose of considering the new Codes, and to recommend such action thereon as such committee may deem best.

On motion of Hoffman, the Senate resolved itself into a committee of the whole for the consideration of the general file.

Goddard in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: The Committee of the Whole beg to report that it has had under consideration Senate Bill No. 2, and recommend that said bill be amended by striking from section one thereof the words "a bill for" in first and second lines thereof, and as amended your committee recommend that the bill do pass.

GODDARD, Chairman.

S. B. No. 2 was ordered engrossed for a third reading.

On motion of Hoffman, the Senate took a recess until 11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The Committee on the Judiciary was granted further time in

which to report on S. B. No. 5, the communication from the Legislature of the State of Vermont and on the Codes.

Hoffman moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

SIXTEENTH DAY.

SENATE CHAMBER,
Helena, Montana, January 17, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Buford and Gibson.

The following reports were received:

Mr. President: The Committee on Joint Rules beg leave to report that they have agreed to adopt the joint rules of the last session.

C. W. HOFFMAN, for the Chairman.

Mr. President: The Committee on Judiciary, to whom was referred the joint resolution of the Legislature of the State of Vermont relating to the immigration of paupers, criminals and dependent persons, report the same back with a substitute, and recommend that the substitute be adopted.

MATTS, Chairman.

S. J. R. No. 1, "Relating to immigration of paupers, criminals and dependent persons," was read first and second times, and ordered printed.

The following reports were received:

Mr. President: Your Committee on Towns, Counties and Municipal Corporations, to whom was referred S. B. No. 8, entitled "A Bill for an Act to Create the County of Teton, to Define Its Boundaries and to Provide for Its Organization and the Election of the Officers Therefor," have had the same under consideration and report the same back with the recommendation that it do pass.

CARDWELL, Chairman.

Mr. President: The Committee on Education, to whom was referred S. B. No. 12, have had the same under consideration and report the same back with the recommendation that it do pass.

GIBSON, Chairman.

Senate Bills Nos. 8 and 12 were ordered printed.

Bills were introduced as follows:

By Goddard, S. B. No. 14—"A bill for an act to amend Section 233, Fourth Division, Criminal Laws, Compiled Statutes of Montana, and to repeal Chapter CII of the Fifth Division, General Laws, Compiled Statutes of Montana, and to repeal an act of the Sixteenth Session of the Legislative Assembly of Montana, approved March 13, 1889, entitled 'An Act to Add a Section to Chapter One Hundred and Two of the Fifth Division, Compiled Statutes of Montana, Relating to

Toll Roads, Toll Bridges and Toll Ferryboats.'" Read first and second times and referred to the Committee on Roads, Highways and Bridges.

By consent, without having given previous notice, Matts introduced S. B. No. 15—"A bill for an act to be entitled an act to amend Section 2024, Fifth Division, General Laws of the Compiled Statutes of Montana." Read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

Senator Gibson was granted an indefinite leave of absence, and the Secretary was directed to enter upon the journal that Senators Gibson and Folsom were paired on all matters of a political nature during the absence of Senator Gibson.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 14, 1893.

Mr. President: I am directed by the House to inform your honorable body, that the following bills were introduced:

By Rose, H. B. No. 23—An act to establish a State Normal School at Dillon, in the county of Beaverhead, in the State of Montana.

By Huffman, H. B. No. 24—A bill for an act to establish Departments and to create a State Water Commission and to define the powers of each.

By Monteath, H. B. No. 25—A bill for an act to prevent and punish illegal voting at primary elections. Very respectfully,

HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 14, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices for the introduction of bills were given:

By Babcock—A bill to appropriate money for certain purposes and for certain persons therein named.

By Babcock—A bill to appropriate money for certain ordinary expenses of the State Government and for the purposes therein specified, for the fiscal years ending December 1, 1893, and December, 1894.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 16th, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of introduction of bills were given:

By Goodell—A bill to exempt certain hay from taxation.

By Bach—A bill entitled an act appropriating money for the relief of Stephen Carpenter for services rendered the State of Montana.

By Bach—A bill entitled an act appropriating money for the relief of William M. Blackford for services rendered the State of Montana.

By Scharnikow—A bill entitled "An act concerning building and loan associations."

By D. J. Tallant—A bill to amend an act entitled "An Act to Amend

Section 1950 of the Fifth Division of the Compiled Statutes of Montana, Concerning School Bonds," approved March 14, 1889.

By Winter—A bill to repeal an act creating the office of Mineral Land Commissioner for the State. H. J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 16, 1893.

Mr. President: I am directed hy the House to inform your honorable body that the following bills were introduced:

By Butler, House Bill No. 26—A bill for an act to create the County of Flathead, to define its boundaries and to provide for its organization and its government.

By Lockhart, House Bill No. 27—A bill for an act to establish a Hospital for the Insane at or within two miles of Boulder, Jefferson County, State of Montana.

By Carpenter, House Bill No. 28—A bill for an act to legalize and to confirm the official acts of Notaries Public.

By Tierney, House Bill No. 29—A bill for an act to amend sections 790, 795, 796 and 808 of the Fifth Division of the Compiled Statutes of Montana.

By Scharnikow, House Bill No. 30—A bill for an act appropriating money to pay salaries of officers and attaches of the Senate and House of Representatives of the Third Legislative Assembly of the State of Montana.

By Scharnikow, House Bill No. 31—An act to amend an act entitled "A Bill for an Act to Prescribe the Duties and Compensations of the Officers and Employes of Each House of the Legislative Assembly."

By Bach, House Bill No. 32—A bill for an act to appropriate money for certain purposes and for certain purposes therein named.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 16, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following memorials were introduced:

House Joint Memorial No. 1, introduced by Monteath, praying Congress to enact such amendments to the Constitution and Laws of the United States as will provide for the election of United States Senators by the direct vote of the people.

House Joint Memorial No. 2, introduced by the Committee on Mines and Minerals, praying Congress for the passage of a law for the free coinage of silver.

The following notices for the introduction of bills were given:

By Bach—A bill for an act to appropriate money for the relief of Stephen Carpenter for services rendered the State of Montana.

By Bach—A bill for an act appropriating money for the relief of William M. Blackford for services rendered the State of Montana.

By Scharnikow—A bill entitled an act concerning building and loan associations.

By Tallant—A bill to amend an act entitled "An Act to Amend Section 2950 of the Fifth Division of the Compiled Statutes of Montana, Concerning School Bonds," approved March 14, 1889.

By Winter—A bill to repeal an act creating the office of Mineral Land Commissioner for the State. Very respectfully,

HENRY J. MEILI, Chief Clerk.

On motion of Steele, the Senate proceeded to ballot for a United States Senator in Congress, with the following result:

For Wilbur F. Sanders: Baylies, Goddard, Hatch, Power, Swift—5.

For William A Clark: Cardwell, Cullen, Hoffman, McDermott, Steele—5.

For William W. Dixon: Eggleston, Matts—2.

Paired: Brown and Buford, Folsom and Gibson—4.

The Secretary was directed to enter upon the Journal that the Senate had failed to give a majority of the whole number of votes cast to any person.

On motion of Hoffman, the Senate took a recess until 11:45 A. M.

11:45.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following communication was received:

Mr. President: I am directed by the House to inform your honorable body that the Senate concurrent resolution as regards to the Judiciary Committees of Senate and House, acting as a Joint Committee for the purpose of considering the New Codes, was concurred in by the House. Respectfully, H. J. MEILI, Chief Clerk.

Hoffman moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10 A. M. to-morrow.

Carried. DAVID MARKS, Secretary.

SEVENTEENTH DAY.

SENATE CHAMBER,
Helena, Montana, January 18, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Buford and Gibson.

Prayer by the Chaplain.

Journal of sixteenth day read and approved.

A petition was read from the members of Park County Columbian Association asking for a suitable appropriation to carry on Montana's exhibit. The petition was referred to the Special Joint Committee on the World's Fair.

The following reports were received:

Mr. President: We, your Committee on Printing, to whom was referred S. B. No. 1, beg leave to report the same back as being correctly printed. T. P. CULLEN, Chairman.

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 7, entitled "A Bill for an Act to Create the County of Valley, to Define its Boundaries and Provide for its Organization," have had the same under consideration and beg leave to report the same back with the recommendation that it do pass with the accompanying amendment.

CARDWELL, Chairman.

Mr. President: Your Committee on Engrossed Bills begs leave to report Senate Bill No. 2 correctly engrossed as amended.

HATCH, Chairman.

S. B. No. 1 was placed on the general file.

The amendments reported to S. B. No. 7 were adopted and the bill was ordered printed.

S. B. No. 2 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—13.

Noes—None. Absent: Buford, Folsom, Gibson—3.

Title agreed.

On motion of Cardwell, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 17, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of bills were given:

By Bach—An act to amend an act entitled "An Act Concerning Savings Banks, Trust Deposits and Security Associations," approved March 9, 1887.

By Tallant—A bill entitled "An act concerning licenses."

By Swett—A bill to establish a Bureau of Agriculture, Labor and Industry, for the appointment of a Commissioner and to define his duties.

By Carpenter—A bill entitled "An act to extend the boundaries of Lewis and Clarke County."

The House has concurred in the Senate resolution regarding the Judiciary Committees of the Senate and House of Representatives, that they act as a Joint Committee to consider the Codes.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 17, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Winters, H. B. No. 33—A bill for an act to repeal an act to provide for a Mineral Land Commissioner.

By Bach, H. B. No. 34—An act appropriating money for the relief of William M. Blackford for services rendered the State of Montana.

By Bach, H. B. No. 35—An act appropriating money for the relief of Stephen Carpenter for services rendered the State of Montana.

By Goodell, H. B. No. 36—A bill for an act exempting certain hay from taxation.

Very respectfully, HENRY J. MEILI, Chief Clerk.

Hoffman moved that the Senate now proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

EIGHTEENTH DAY.

SENATE CHAMBER,
Helena, Montana, January 19, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Buford.

Prayer by the Chaplain.

Journal of seventeenth day read and approved.

Bills were introduced as follows:

By Gibson, S. B. No. 16—"An act to amend an act entitled 'An Act to Amend Section 1950 of the Fifth Division of the Compiled Statutes of Montana Concerning School Bonds.'" Read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

By Gibson, S. B. No. 17—"An act to amend an act for the better protection of fish and game." Read first and second times and referred to the Committee on Fish and Game.

On motion of Hoffman, the following resolution was adopted:

Resolved, That the Secretary be directed to procure the printing for the use of the Senate, of one hundred copies of the Rules of the Senate, and one hundred copies of the Joint Rules of the Senate and House of Representatives.

Notices of the introduction of bills were given as follows.

By Gibson—"A bill for an act to authorize a State Board of Charities and Reform and define its duties."

Also, "A bill for an act providing for the creation of the office of Game and Fish Commissioner."

Also "A bill for an act relating to certain contracts for the conditional sale, lease, or hire of railroad and street railway equipment and rolling stock, and provide for the recording thereof."

By Hatch—"A bill for an act for the location of the State Normal School at Livingston."

By Goddard—A bill for an act to create the offices of Deputy State Treasurer, Deputy State Auditor and Stenographer of the Supreme Court, to define the duties and fix the compensation of such officers.

On motion of Goddard, the following concurrent resolution was adopted:

Be it Resolved by the Senate, the House of Representatives Concurring:

That the Secretary of the [State?] be and he is hereby authorized and directed to cause to be printed and distributed, two thousand copies of the Governor's Message.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 18, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of the introduction of bills have been given:

By Carpenter—A bill entitled "An act declaring an administrator, executor or guardian failing to render accounts or file reports required by law guilty of a misdemeanor."

By Tallant—An act to amend Section 15 of the Rules of Order of the House.

By C. H. Bray—An act to amend an act entitled "An Act Concerning Compensation of County, District and Township Officers."

By Fitschen—A bill for an act to create the office of Game and Fish Warden, and to provide for his appointment and salary.

By Dudley—A bill entitled an act to regulate the practice of pharmacy in the State of Montana.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 18, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Fitschen, H. B. No. 37—A bill for an act to provide further protection to game, fur-bearing animals, birds and fish.

By Carpenter, H. B. No. 38—A bill for an act to extend the boundaries of Lewis and Clarke County.

By Goodell, H. B. No. 39—A bill for an act to provide for the payment of bounties for the killing of certain stock-destroying animals.

Very respectfully, HENRY J. MEILI, Chief Clerk.

On motion of Goddard, the Senate resolved itself into a Committee of the Whole for the consideration of S. B. No. 1, Hoffman in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who has had under consideration S. B. No. 1, beg leave to report the same back with amendment, and recommend that it do pass as amended.

HOFFMAN, Chairman.

On motion of Goddard, the amendments to S. B. No. 1 were adopted and the bill was ordered engrossed.

On motion of Hoffman, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: Your Committee on Education, to whom was referred Senate Bills Nos. 3, 4, 6 and 9, beg leave to report them back without recommendation. GIBSON, Chairman.

Senate Bills Nos. 3, 4, 6 and 9 were ordered printed.

On motion of Hoffman, the following was adopted:

Resolved by the Senate, That the Sergeant at Arms of the Senate be and he is hereby authorized and directed to procure the necessary postage stamps and paper wrappers for the use of the Senate under the direction of the President.

Goddard moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

NINETEENTH DAY.

SENATE CHAMBER,
Helena, Montana, January 20, 1893.

Senate met pursuant to adjournment at 10:30 A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Buford.

Prayer by the Chaplain.

Helena, January 19.

Mr. President: We, your Committee on Printing, to whom was referred Senate Bills Nos. 7, 8, 12, beg leave to report same as being correctly printed. T. P. CULLEN, Chairman.

Senate Bills Nos. 7, 8 and 12 were placed on the general file.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 19th, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of the introduction of bills have been given:

By Scharnikow—An act creating and defining the duties of a State Board of Medical Examiners.

By Scharnikow—An act to locate the State Prison and provide for the management of the same.

By Scharnikow—An act concerning the registration of electors.

By Scharnikow—A act concerning revenue.

By A. F. Bray—An act entitled "An act relating to the liability of employers to employes."

By Truman—A bill relative to roads and highways, and the repeal of all of Chapter CI, from Section 1796 to 1836, both inclusive, of

the Fifth Division of the Revised Statutes of the State of Montana.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 19th, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Tallant, H. B. No. 40—A bill for an act concerning licenses.

By Tallant, H. B. No. 41—A bill for an act to amend Section 1, of an act entitled "An Act Section 1950 of the Fifth Division of the Compiled Statutes of Montana, Concerning School Bonds," approved March 14th, 1889.

By Ash, H. B. No. 42—A bill for a State Normal School, to be located at Livingston, Montana.

By Babcock, H. B. No. 43—An act to appropriate money for certain ordinary expenses of the State Government and for the purposes therein specified for the fiscal years ending Dec. 1st, 1893, and Dec., 1894.

By Carpenter, H. B. No. 44—An act declaring an Administrator, Executor and Guardian, failing to render accounts or file reports required by law, guilty of a misdemeanor.

By Swett, H. B. No. 45—A bill for an act to establish a Bureau of Agriculture, Labor and Industry and provide for the appointment of a Commissioner thereof and define his duties.

By Fitschen, H. B. No. 46—A bill for an act to create the office of Game and Fish Warden, and provide for his appointment and salary.

By. C. H. Bray, H. B. No. 47—An act to amend an act entitled "An Act Concerning Compensations of County, District, and Township Officers."

House Joint Memorial No. 3 was introduced by Van Cleve, praying Congress for the passage of the Senate Bill No. 2373, for an act to amend Sections 2474 and 2475 of the Revised Statutes of the United States. Very respectfully, HENRY J. MEILI, Chief Clerk.

Bills were introduced as follows:

By Gibson, S. B. No. 18—"A bill for an act to authorize a State Board of Charities and Reform, and to define its duties." Read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

By Gibson, S. B. No. 19—"An act relating to certain contracts for the conditional sale, lease or hire of railroad and street railway equipment and rolling stock, and providing for the recording thereof." Read first and second times and referred to the Committee on Corporations Other than Municipal.

By Hatch, S. B. No. 20—"A bill for an act to provide for a State Normal School, to be located at Livingston, Montana." Read first and second times and referred to the Committee on Education.

By Goddard, S. B. No. 21—"A bill for an act for the appointment of a Deputy State Auditor." Read first and second times and referred to the Committee on Finance and Claims.

By Goddard, S. B. No. 22—"A bill for an act providing for the appointment of a Deputy State Treasurer." Read first and second times and referred to the Committee on Finance and Claims.

By Cullen, S. B. No. 23—"A bill for an act establishing a Soldiers'

Home for the State of Montana, providing for the management thereof and making appropriation therefor." Read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

Hatch gave notice of "A bill for the readjustment of the boundary line between Park and Yellowstone Counties."

On motion, leave of absence was granted to Senator Hoffman until the session of Tuesday, January 24th, and the Secretary was directed to enter upon the Journal that Senators Hoffman and Power were paired upon all questions of a political nature during the period of the leave granted.

On motion, leave of absence was granted to Senators Goddard and Cullen until the session of Tuesday, January 24th, and the Secretary was directed to enter upon the Journal that the Senators above named were paired on all matters of a political nature during the period of the leave granted.

On motion of Cardwell, the rules were suspended and the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Hatch in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration Senate Bill No. 8, beg leave to report the same back with the accompanying amendments, and as amended recommend that it do pass. HATCH, Chairman.

The amendments to S. B. No. 8 were adopted and the bill was ordered engrossed.

On motion of Folsom, the Senate took a recess for ten minutes.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Hoffman moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

TWENTIETH DAY.

SENATE CHAMBER,
Helena, Montana, January 21, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave: Buford, Cullen, Goddard, Hoffman, Power.

Prayer by Rev. James Reid of Deer Lodge.

Journal of nineteenth day read and approved.

Leave of absence was granted Senator Power uutil the session of Tuesday, January 24th.

The Committee on Corporations, Other than Municipal, were granted further time in which to report on S. B. No. 10.

The following report was received:

Mr. President: Your Joint Committee appointed to investigate and report as to the amount of appropriation deemed necessary for the World's Fair Managers for Montana to complete its labors and make a creditable exposition, beg leave to report that your committee was waited upon by the Board in session at Helena and beg leave to submit the accompanying estimate and short statement.

D. E. FOLSOM,
Chairman Joint Committee on Part of Senate.

The report of the committee was referred to the Committee on Finance and Claims.

The following report was received:

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 15, entitled "A Bill for an Act to be Entitled 'An Act to Amend Section 2024, Fifth Division, General Laws of the Compiled Statutes of Montana,'" have had the same under consideration and recommend it be indefinitely postponed. CARDWELL, Chairman.

The report of the committee was adopted and the further consideration of S. B. No. 15 was indefinitely postponed.

The following report was received:

Mr. President: Your Committee on Engrossed Bills beg leave to report S. B. No. 8 correctly engrossed. HATCH, Chairman.

Bills were introduced as follows:

Matts introduced, by consent of the Senate, without having given previous notice, S. B. No. 24, "A bill for an act entitled 'An Act to Amend an Act to Provide an Index to District Court Records and Providing for Keeping the Same,'" approved February 23, 1891. Read first and second times and referred to the Committee on the Judiciary.

Steele introduced, by consent of the Senate, without having given previous notice, S. B. No. 25, "A bill for an act entitled 'An Act Authorizing a Change of the Channel of the Missouri River at Ox Bow Bend.'" Read first and second times and referred to the Committee on the Judiciary.

Power gave notice of "A bill entitled an act to amend an act entitled 'An Act Concerning Savings Banks and Trust Deposits and Security Associations.'"

On motion of Gibson, the following was adopted:

Resolved by the Senate, the House concurring, That there be added to the Joint Rules, the following:

Rule 22—After either house has received notice that notice of the introduction of a bill has been given, or a bill introduced without notice in the other, no bill with the same title, or of the same tenor and effect, shall be introduced in the House receiving such notice from the other.

On motion of Cardwell, the Senate resolved itself into a Committee of the Whole for the consideration of the General File, Gibson in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration S. B. No. 12, beg leave to report the same back with the recommendation that the bill do pass.

GIBSON, Chairman.

S. B. No. 12 was ordered engrossed.

S. B. No. 8 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Cardwell, Eggleston, Gibson, Hatch, Matts, McDermott, Steele, Swift—10.

Noes—None.

Absent—Buford, Cullen, Folsom, Goddard, Hoffman, Power—6.

Fitle agreed to.

On motion of Cardwell, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Cardwell moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve, the Senate stand adjourned until 10:30 A. M., Monday, January 23, 1893. Carried.

DAVID MARKS, Secretary.

TWENTY-SECOND DAY.

SENATE CHAMBER,
Helena, Montana, January 23, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave: Buford, Cullen, Goddard, Hoffman, Power.

Prayer by the Rev. Mr. Schoppe.

Journal of twentieth day read and approved.

The following messages were received:

GOVERNOR'S OFFICE,
Helena, January 23, 1893.

To the President of the Senate:

I hereby nominate and, by and with the consent of the Senate, appoint D. A. Thetge of Lewis and Clarke County, Assistant Boiler Inspector, his term to begin February 10, 1893.

J. E. RICKARDS, Governor.

GOVERNOR'S OFFICE,
Helena, January 23, 1893.

To the President of the Senate:

I hereby nominate and, by and with the consent of the Senate, appoint George Blinn of Silver Bow County, Boiler Inspector, his term to begin February 10, 1893. J. E. RICKARDS, Governor.

GOVERNOR'S OFFICE,
Helena, January 23, 1893.

To the President of the Senate:

I hereby nominate and, by and with the consent of the Senate, appoint Herbert Holloway of Lewis and Clarke County, Veterinary Surgeon for Montana. J. E. RICKARDS, Governor.

On motion of McDermott, the consideration of the messages from the Governor was postponed until to-morrow.

The Committee on Education was granted further time in which to report on S. B. No. 10.

On motion of McDermott, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 20, 1893.

Mr. President: I am directed by the House to inform your honorable body that notices for the introduction of bills were given as follows:

By Lockey—A bill entitled "An act defining a felony."

By Lockey—A bill entitled "An act creating the office of a Commissioner of Immigration and to define his duties."

By A. F. Bray—A bill for an act entitled "An act to locate, establish and support certain State institutions.

By Murphy—A bill to amend Section 1480, Revised Statutes of the State of Montana.

By Graves—A bill to regulate the liability of hotel-keepers, to provide for the inspection of hotels and inns and to require fire escapes therein; to provide for the liens of hotel-keepers upon baggage and guests, and to punish hotel swindlers.

House Bills Nos. 1 and 31 have passed the House and are herewith transmitted. Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 20, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Truman, H. B. No. 48—A bill relative to roads and highways, and the repeal of all of Chapter CI, from Section 1796 to 1836, both inclusive, of the Fifth Division of the Revised Statutes of the State of Montana, approved March 9, 1877, and March 12, 1885.

By C. H. Bray, House Bill No. 49—An act providing for the establishment and maintenance of the State Reform School.

By A. F. Bray, House Bill No. 50—A bill for an act relative to the liability of an employer to employes.

Also that the Senate Concurrent Resolution regarding the Secretary of State printing 2,000 copies of the Governor's Message was concurred in by the House. Very respectfully,

HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 21, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of introduction of bills were given:

By Tierney—For the creation of the County of Broadwater, to define its boundaries and provide for its organization.

By Losee—A bill entitled "An act to create a lien for the service of stock horses, and to protect agricultural and racing associations.

By Scharnikow—An act to provide for the printing and distribution of ballots at public expense and for the nomination of candidates for public offices, to regulate the manner of holding elections and to enforce the secrecy of the ballot.

By Coder—A bill for the amendment of the registration and ballot law.

The House Joint Memorial No. 3 was read the third time, placed on final passage and passed, title agreed to, and is herewith transmitted. Very respectfully, H. J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 21, 1893.

Mr. President. I am directed by the House to inform your honorable body that the following bills were introduced:

By Lockey, House Bill No. 51—An act defining a felony.

By Burns, House Bill No. 52—An act to create the County of Bear Paw, define its boundaries and provide for its organization and election of officers thereof.

By Scharnikow, House Bill No. 53—An act appropriating money for the purpose of making a display at the World's Fair.

By Scharnikow, House Bill No. 54—An act appropriating certain moneys for the care and keeping of State convicts.

By Scharnikow, House Bill No. 55—An act appropriating certain moneys for Conley and McTague for interest upon certain claims authorized by the Second Legislative Assembly of the State of Montana.

By Scharnikow, H. B. No. 56—An act appropriating certain moneys for the payment of repairs and improvements made upon the State Prison buildings by authority of the Board of State Prison Commissioners.

By Scharnikow, H. B. No. 57—An act appropriating certain moneys for Mitchell & Mussigbrod for interest upon certain claims authorized by the Second Legislative Assembly of the State of Montana.

By Scharnikow, H. B. No. 58—An act appropriating money for

services rendered by William J. Kennedy as Clerk of the Supreme Court from November 8, 1889, to March 7, 1891.

By Bach, H. B. No. 59—An act to amend an act entitled "An Act Concerning Savings Banks, Trust Deposits and Surety Associations," approved March 9, 1887.

Yours respectfully, H. J. MEILI, Chief Clerk.

McDermott moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow.

Carried. DAVID MARKS, Secretary.

TWENTY-THIRD DAY.

SENATE CHAMBER,
Helena, Montana, January 24, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Buford.

Prayer by the Chaplain.

Journal of twenty-second day read and approved.

Folsom presented a petition from citizens of Neihart praying for the creation of a new judicial district for Meagher County and the holding of two terms of court in each year at Neihart.

The petition was referred to the Committee on the Judiciary.

The following report was received:

Mr. President: The Committee on Judiciary, to whom was referred Senate Bills Nos. 5 and 24, have had the same under consideration and report the same back with the recommendation that they pass. MATTS, Chairman.

Senate Bills Nos. 5 and 24 were ordered printed.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 23, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Graves, H. B. No. 60—An act to regulate the liability of hotel-keepers and to provide for the inspection of hotels and inns and to require fire escapes therein, and to provide for liens of hotel-keepers upon the baggage of guests and to punish hotel swindlers and those guilty of fraud and imposition.

By Lockey, H. B. No. 61—An act to provide for the office of Commissioner of Immigration and to define his duties, and to make an appropriation to pay expenses thereof.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 23, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of introduction of bills have been given:

By Lockey—A bill for an act requiring School Trustees in cities and towns to give official bonds.

By Lockey—A bill to amend Section 1908 of the Fifth Division of the Revised Statutes.

By Lockey—A bill to amend Section 2 of "An Act Concerning Revenue," approved March 6, 1891.

By Lockey—A bill for an act fixing the qualifications of electors upon questions authorizing the raising of money.

By Lockey—A bill for an act relating to appeals from Boards of County Commissioners and Boards of Equalization.

By Lockey—A bill to amend Sections 58 and 59 of an act entitled "An Act Concerning Revenue," approved March 6, 1891.

By Lockey—A bill to amend Sections 98, 99, 100, 101, 102, 105, 107 and 121 of an act entitled "An Act Concerning Revenue," approved March 6, 1891.

By Lockey—A bill to amend section 1898 of the Fifth Division of the Revised Statutes.

By A. F. Bray—A bill for an act entitled "An act to segregate a portion of Townships 3 and 4, R. 7 West of the Principal Meridian from Jefferson County, State of Montana, and add the same to Silver Bow County, State of Montana.

By Annear—A bill for an act to amend an act entitled "An Act Concerning the Storage of Gunpowder and Other High Explosives," approved March 1, 1883, and for the better protection of Cities, Towns and Villages. Very respectfully,

HENRY J. MEILI, Chief Clerk.

Bills were introduced as follows:

Hoffman, by consent, without having given previous notice, introduced S. B. No. 26, "A bill for an act to amend an act entitled 'An Act to Provide for the Appointment of a Private Secretary to the Governor,' approved March 12, 1889." Read first and second times and referred to the Committee on Finance and Claims.

By Power, S. B. No. 27—A bill for an act to amend an act entitled "An Act Concerning Savings Banks and Trust Deposit and Security Associations." Read first and second times and referred to the Committee on Corporations Other than Municipal.

H. B. No. 1—"An act relative to the appointment of special Deputy Marshals and Policemen by Sheriffs, Mayors and other persons authorized by law to make such appointments," was read first and second times and referred to the Committee on Judiciary.

H. B. No. 31—"A bill for an act to amend an act entitled 'A Bill for an Act to Prescribe the Duties and Compensation of the Officers and Employes of Each House of the Legislative Assembly,' approved March 4, 1991," was read first and second times and referred to the Committee on Finance and Claims.

H. J. M. No. 3—"To Congress, praying for the passage of Senate Bill No. 2373, for an act to amend Sections 2474 and 2475 of the Revised Statutes of the United States," was read first and second times and, on motion of Cardwell, the rules were supended, the Memorial was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Steele, Swift.

Noes—None.

Absent—Buford, Hatch.

Title agreed to.

On motion of Matts, the following was adopted:

Resolved by the Senate, That the Sergeant-at-Arms be and he is hereby directed to procure from the Secretary of State a sufficient number of volumes of the Compiled Statutes of 1887 for the use of the Senate.

On motion of Goddard, the consideration of S. B. No. 7, now on the general file, was postponed.

On motion of Hoffman, the Senate resolved itself into an Executive Session with closed doors for the consideration of nominations made by the Governor.

Senate resumed and the Secretary was directed to enter upon the Journal that the Senate in Executive Session had confirmed the following nominations made by the Governor:

For Assistant Boiler Inspector, D. A. Thetge of Lewis and Clarke County.

For Boiler Inspector, George Blinn of Silver Bow County.

That the nomination of Herbert Holloway for Veterinary Surgeon be referred to the Committee on Stock Growing and Grazing.

The following report was received:

Mr. President: The Committee on Irrigation and Water Rights, to whom was referred S. B. No. 11, beg leave to report the same back with the recommendation that consideration of the same be postponed, for the reason that the same bill is now before the House and has been ordered printed. HOFFMAN, Acting Chairman.

The report of the committee was adopted and the further consideration of S. B. No. 11 was postponed.

On motion of Hoffman, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Steele moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

TWENTY-FOURTH DAY.

SENATE CHAMBER,
Helena, Montana, January 25, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Buford.

Prayer by the Chaplain.

Journal of twenty-third day read and approved.

The following reports were received:

Mr. President: The Committee on Finance and Claims, to whom House Bill No. 31 was referred, beg leave to report the same back with amendments attached thereto, and, as amended, recommend that it do pass. HOFFMAN, Chairman.

Mr. President: The Committee on Finance and Claims, to whom Senate Bills Nos. 21, 22 and 26 were referred, beg leave to report them back with the recommendation that they do pass.

HOFFMAN, Chairman.

Mr. President: We, your Committee on Printing, to whom was referred Senate Bills Nos. 3, 4, 6, 9, beg leave to report same back as being correctly printed. CULLEN, Chairman.

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 16, have had the same under consideration, and beg leave to report it back with the recommendation that it do pass. CARDWELL, Chairman.

The amendments offered by the Committee on Finance and Claims to H. B. No. 31 were adopted and the bill was placed on the general file.

Senate Bills Nos. 21, 22 and 26 were ordered printed.

Senate Bills Nos. 36, 9 and 16 were placed on the general file.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 24, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Losee, H. B. No. 62—An act to create a lien for the service of stock horses, and to protect agricultural and racing associations.

By A. F. Bray, H. B. No. 63—An act to segregate a portion of Townships 3 and 4 north, Range 7, west of the principal meridian, from Jefferson County, State of Montana, and add the same to Silver Bow County, State of Montana.

By Tierney, H. B. No. 64—A bill for an act to create the County of Broadwater.

By Annear, H. B. No. 65—An act to amend an act entitled "An Act Concerning the Storage of Gunpowder and Other High Explosives," approved March 1, 1883, and for the better protection of cities, towns and villages.

By Lockey, H. B. No. 66—An act to amend Section 1898 of the Fifth Division of the Compiled Statutes.

By Lockey, H. B. No. 67—An act fixing the qualifications of electors upon the question authorizing the raising of money.

House Joint Memorial No. 2, House Bill No. 30 and Senate Bill No. 2 having passed the House are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 24, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of the introduction of bills were given:

By Monteath—A bill for an act to amend Chapter LIV, Fifth Division of the Compiled Statutes, relative to changing county seats.

By Logue—A bill for an act providing for the stamping of gold and silver bullion into tokens of various sizes and weights.

By Burrell—A bill for an act to compel the use of safety signal appliances upon mines operated by shafts or inclines.

By Bach—An act concerning building and loan associations.

Very respectfully, HENRY J. MEILI, Chief Clerk.

S. B. No. 2 was ordered enrolled.

H. J. M. No. 2, "To the House of Representatives, praying for the passage of a law for the free coinage of silver," was read first and second times and referred to the Committee on Mines and Mining.

H. B. No. 30, "An act appropriating money to pay the salaries of the officers and attaches of the Senate and House of the Third Legislative Assembly of the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

Notices of the introduction of bills were given as follows:

By Folsom—"A bill for an act to amend an act entitled 'An Act to Amend an Act to Enable Cities and Towns to Incur Indebtedness.'"

By McDermott—"A bill for an act providing for the transcribing of county records of segregated counties."

The following report was received:

Mr. President: We, your Committee on Grazing and Stock Growing, to whom was referred the nomination by His Excellency the Governor of Herbert Holloway for State Veterinary Surgeon, beg leave to report that we have duly considered the nomination and recommend the confirmation of the same.

C. W. BAYLIES, Chairman.

On motion of Cardwell, the Senate resolved itself into executive session with closed doors.

Senate resumed with open doors and the Secretary was directed to enter upon the Journal that the Senate in executive session had confirmed the nomination made by the Governor of Herbert Holloway to be State Veterinary Surgeon.

On motion of Cardwell, the Senate took a recess until 11:45 A. M.

11:45 A. M.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: The Committee on Finance and Claims, to whom was referred House Bill No. 30, beg leave to report the same back with the recommendation that it do pass.

C. W. HOFFMAN, Chairman.

H. B. No. 30 was placed on the general file.

Hoffman moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

TWENTY-FIFTH DAY.

SENATE CHAMBER,
Helena, Montana, January 26, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Buford.

Prayer by the Chaplain.

Journal of twenty-fourth day read and approved.

The following communication was received:

Helena, Montana, January 26, 1893.

To the Honorable the Senate of the State of Montana:

You are cordially invited to attend a social session of Helena Lodge, No. 193, Benevolent and Protective Order of Elks, to be held at their hall, over Parchen's drug store, on Friday evening, January 27, 1893, commencing at 10 o'clock.

DR. M. W. JOHNSON,
E. B. BRADEN,
JAMES GOMLEY,
W. H. ORR,
Committee on Social Session.

On motion of Goddard, the invitation was accepted with thanks.

The following communication was received:

Helena, Montana, January 14, 1893.

To the Members of the Senate and Legislature of the State of Montana:

GENTLEMEN—I am instructed to inform you that at a meeting of the Board of Managers of the Montana Club, held this day, the members of the Senate and Legislature of the State of Montana were duly elected complimentary members of the Montana Club for sixty days from January 10, 1893. Respectfully,

GEORGE S. CHILD, Secretary.

On motion of Goddard, the thanks of the Senate were extended to the Montana Club.

Cardwell presented a petition from citizens of Jefferson County, praying that the State Insane Asylum be located at the town of Boulder.

Referred to the Committee on Public Buildings, Hospitals and Asylums.

The following reports were received:

Mr. President: The Committee on Finance and Claims, to whom was referred the estimates of expenses of the Board of World's Fair Managers for the State of Montana, beg leave to report that they

have had the same under consideration and would recommend that the sum asked for in said estimates be appropriated.

HOFFMAN, Chairman.

Mr. President: Your Committee on Mines and Mining, to whom was referred H. J. M. No. 2, beg leave to report that they have had the same under consideration, and report the same back with the recommendation that it do pass.

WM. MCDERMOTT, Chairman.

Mr. President: Your Committee on Engrossed Bills beg leave to report Senate Bill No. 1 properly engrossed as amended.

GEORGE M. HATCH.

Mr. President: Your Committee on Corporations Other than Municipal beg leave to report that they have considered Senate Bill No. 19 and report it back with the recommendation that it be referred to the Judiciary Committee, together with an amendment recommended by the committee which accompanies the bill.

EGGLESTON, Chairman.

Mr. President: Your Committee on Corporations Other than Municipal beg leave to report that they have considered Senate Bill No. 10 and report it back with the recommendation that it do pass.

EGGLESTON, Chairman.

H. J. M. No. 2 was placed on the general file.

S. B. No. 19, with the amendments offered by the Committee on Corporations Other than Municipal, was referred to the Committee on the Judiciary.

S. B. No. 10 was ordered printed.

The following communications were received;

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 25, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Metzel, H. B. No. 68—An act to locate, establish and endow a State Normal School.

By Monteath, H. B. No. 69—An act to amend Chapter LIV, Fifth Division, General Laws, of the Compiled Statutes of the State of Montana of 1887, in relation to changing county seats.

By Scharnikow, H. B. No. 70—An act to provide for the printing and distribution of ballots at public expense for the nomination of candidates for public offices, to regulate the manner of holding elections and to enforce the secrecy of the ballot.

By Lockey, H. B. No. 71—An act relative to appeals from Boards of County Commissioners and Boards of Equalization.

By Lockey, H. B. No. 72—An act requiring School Trustees in cities and towns to give official bonds.

By Lockey, H. B. No. 73—An act entitled an act to amend Sections 58 and 59 of an act entitled "An Act Concerning Revenue," approved March 6, 1891.

By Lockey, H. B. No. 74—An act entitled an act to amend Sections 96, 99, 100, 101, 105, 107 and 121 of an act entitled "An Act Concerning Revenue," approved March 6, 1891.

By Lockey, H. B. No. 75—An act to amend Section 2 of an act concerning revenue, approved March 6, 1891.

By Lockey, H. B. No. 76—An act to amend Section 1908 of the Fifth Division of the Compiled Statutes.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 25, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of the introduction of bills were given:

By Lockhart—A bill to amend an act concerning licenses.

By Monteath—A bill for an act to amend Section 551, Chapter XXVIII, Fifth Division of the Compiled Statutes, relative to the election of trustees for savings banks, trust deposits, etc.

By Scharnikow—A bill appropriating money for payments of statistics furnished the State by County Assessors for the years 1890 and 1891 and 1892.

By Scharnikow—An act appropriating money for the payment of services rendered by the State Board of Arbitration.

By Scharnikow—An act appropriating money for the payment of Sheriffs for transporting prisoners to the State Prison and serving extradition papers.

By Scharnikow—An act to amend Sections 12 and 97 of an act entitled "An Act Concerning Revenue," approved March 6, 1891.

By Coder—A bill for an act to protect State property.

By Graves—A bill for an act to regulate the voting at primary elections and to prevent the perpetration of frauds thereat.

Also, that House Bills Nos. 4 and 25 have passed the House and are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

Bills were introduced as follows:

By Folsom, S. B. No. 28—"An act to amend an act entitled 'An Act to Amend an Act to Enable Cities and Towns to Incur Indebtedness.'" Read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

By McDermott, S. B. No. 29—"A bill for an act providing for the transcribing of county records of segregated counties." Read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

H. B. No. 4, "An act to create the County of Valley, to define its boundaries and provide for its organization," was read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

H. B. No. 25, "An act to prevent and punish illegal voting at primary elections," was read first and second times and referred to the Committee on Elections and Privileges.

On motion of Goddard, the rules were suspended and H. B. No. 30 was taken from the general file. The bill was read a third time by its title and passed by the following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, Power, Steele, Swift—14.

Noes—McDermott—1.
Absent—Buford—1.
Title agreed to.

On motion of Matts, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Baylies in the chair.

Senate resumed.
The Speaker in the chair.

On motion of Hoffman, the Senate took a recess for ten minutes.

Senate resumed.
The President in the chair.
Roll called—Quorum present.
The following reports were received:

Mr. President: Your Committee on Engrossed Bills beg leave to report S. B. No. 12 correctly engrossed. HATCH, Chairman.

Mr. President: Your Committee of the Whole, who have had under consideration H. B. No. 31, beg leave to report same back with amendments, and, as amended, recommend it do pass.

That the Committee recommend that Senate Bills Nos. 3, 4, 6 and 9 be made a special order for Tuesday, Jan. 31st.

BAYLIES, Chairman.

The report of the Committee of the Whole was adopted, the amendments to H. B. No. 31 were ordered engrossed and Senate Bills Nos. 3, 4, 6 and 9 were made a special order for Tuesday, January 31st.

Cullen moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

TWENTY-SIXTH DAY.

SENATE CHAMBER,
Helena, Montana, January 27, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.
The President in the chair.
Roll called—Quorum present. Absent on leave, Buford.
Prayer by the Chaplain.
Journal of twenty-fifth day read and approved.

The President announced the signing of H. B. No. 30 and H. J. M. No. 3.

The following reports were received:

Mr. President: The Committee on Public Buildings, Hospitals and Asylums, to whom was referred S. B. No. 18, beg leave to report the same back with amendment, and, as amended, recommend that it do pass. HOFFMAN, Chairman.

Mr. President: The Committee on Public Buildings, Hospitals and Asylums, to whom was referred S. B. No. 23, beg leave to report the same back without recommendation.

HOFFMAN, Chairman.

Mr. President: Your Committee on Engrossed Bills beg leave report Senate amendments to H. B. No. 31 correctly engrossed.

HATCH, Chairman.

Mr. President: The Committee on Education, to whom were ferred Senate Bills Nos. 13 and 20, have had the same under consid-ation and beg leave to report them back without recommendation.

GIBSON, Chairman.

Senate Bills Nos. 18, 23, 13 and 20 were ordered printed.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 26, 1893.

Mr. President: I am directed by the House to inform your hon-rable body that the Speaker appointed Messrs. Scharnikow, Winters nd Losee as Joint Committee on Enrollment.

Also that S. B. No. 8 has passed the House with the following mendments, which are herewith transmitted and certified to.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 26, 1893.

Mr. President: I am directed by the House to inform your hon-rable body that the following bills were introduced:

By Scharnikow, H. B. No. 77—An act appropriating money for he payment of statistics furnished the State by the County Assessors or the years 1890, 1891 and 1892.

By Scharnikow, H. B. No. 78—An act appropriating money for he payment of services rendered by the State Board of Arbitration.

By Scharnikow, H. B. No. 79—An act appropriating money for he payment of Sheriffs for serving extradition papers and transport-ng prisoners to the State Prison.

By Scharnikow, H. B. No. 80—An act to amend sections 12 and 7 of an act entitled "An Act Concerning Revenue," approved March , 1891.

By Coder, H. B. No. 81—An act to protect State property.

Also by Huffman, H. J. M. No. 4—Memorial for the survey of nds. Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 26, 1893.

Mr. President: I am directed by the House to inform your hon-rable body that the following notices of the introduction of bills ere given:

By Bach—A bill for an act to create and provide for the office of tate Examiner, and to define his duties and compensation.

By Coder—A bill regulating the hours of labor.

By Graves—A joint memorial to Congress relative to immigration.

By McDonel—A bill creating the County of Granite, defining its oundaries and providing for its organization.

By Scharnikow—A bill entitled "An act appropriating certain oneys for the Journal Publishing Company for interest upon certain ims authorized by the Second Legislative Assembly of the State of ntana.

By Scharnikow—An act appropriating certain moneys for the pay ment of sundry expenses of the Code Commission.

By A. F. Bray—A bill for an act providing for liens upon mine mining improvements and mining ground.

By A. F. Bray—An act to enforce the requirements of Inspecto of Mines.

By Logue—A bill for an act defining corporations and providin for what purpose private corporations may be formed.

Very respectfully, HENRY J. MEILI, Chief Clerk.

On motion of Cardwell, the House amendments to S. B. No. were concurred in and the bill was ordered enrolled.

Notices of the introduction of bills were given as follows:

By Cardwell—A bill for the location of the Insane Asylum and th management thereof.

By Goddard—A bill for an act to allow the construction and mai tenance of toll roads and toll bridges, and to regulate the same.

Also, a bill for an act to provide for the appointment of a Sta Architect and to prescribe his duties and compensation.

Senator Gibson was granted a leave of absence until the session o Monday, January 30th, and the Secretary was directed to enter upo the Journal that Senators Gibson and Folsom were paired upon a questions of a political nature until the expiration of the leave of ab sence granted Senator Gibson.

On motion of Folsom, the Senate resolved itself into a Committe of the Whole for the consideration of the general file, Hatch in th chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: We, your Committee of the Whole, who hav had under consideration H. J. M. No. 2, beg leave to report the sam back, recommending it be concurred in. HATCH, Chairman.

S. B. No. 1 was read a third time and passed by the following vot

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Folsom, Go dard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—1

Noes—None.

Absent—Buford, Gibson—2.

Title agreed to.

S. B. No. 12 was read a third time and passed by the followin vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Folsom, Go dard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—1

Noes—None.

Absent—Buford, Gibson—2.

Title agreed to.

H. B. No. 31, as amended by the Senate, was concurred in by th following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Folsom, Go dard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—1

Noes—None.

Absent—Buford, Gibson—2.

Title agreed to.

On motion of Hoffman, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Hoffman was granted a leave of absence until the session of Tuesday, January 31st, and the Secretary was directed to enter upon the Journal that Senators Hoffman and Power were paired on all subjects of a political nature during the absence of Senator Hoffman.

The following reports were received:

Mr. President: We, your Committee on Printing, to whom were referred Senate Bills Nos. 5, 21 and 22, beg leave to report the same as being correctly printed. T. P. CULLEN, Chairman.

Mr. President: We, Your Committee on Elections and Privileges, to whom was referred H. B. No. 25, beg leave to return the same with the recommendation that it do not pass.

W. L. STEELE, Chairman.

Senate Bills Nos. 5, 22 and 21 were placed upon the general file.

H. B. No. 25 was placed upon the general file.

McDermott moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow. Carried. DAVID MARKS, Secretary.

TWENTY-SEVENTH DAY.

SENATE CHAMBER,
Helena, Montana, January 28, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave: Buford, Gibson and Hoffman.

Prayer by the Chaplain.

Journal of twenty-sixth day read and approved.

The following reports were received:

Mr. President: We, your Committee on Enrollment, to whom was referred S. B. No. 2, beg leave to report same back as being correctly enrolled, and the same awaits your signature.

T. P. CULLEN, Chairman.

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 4, entitled an act to create the County of Valley, to define its boundaries and provide for its organization, have had the same under consideration and recommend that it do pass. CARDWELL, Chairman.

The President announced the signing of S. B. No. 2.

H. B. No. 4 was placed on the general file.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 27, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills have been introduced:

By Scharnikow, H. B. No. 82—An act to appropriate certain money for the Journal Publishing Company for interest upon certain claims authorized by the Second Legislative Assembly of the State of Montana.

By Scharnikow, H. B. No. 83—An act appropriating certain moneys for the payment of sundry expenses of the Code Commission.

By Lockhart, House Bill No. 84—An act to amend section 5 of an act entitled "An Act to Amend an Act Entitled 'An Act Concerning Licenses,'" approved March 10, 1887.

By A. F. Bray, H. B. No. 85—An act amendatory of and supplementary to an act entitled "An Act to Create the Office of Inspector of Mines and to Define His Duties," approved March 14, 1889.

By A. F. Bray, H. B. No. 86—An act to repeal section 5 of an act to amend an act relating to liens of mechanics and others, approved March 9, 1887; approved September 14, 1889.

That the following notices of introduction of bills have been given:

By Burrell—An act for the better protection of revenue.

By Lockhart—A bill for an act entitled "An act to establish a Hospital for the Insane and providing for the location of same," the said bill being a substitute for H. B. No. 27.

By Monteath—An act concerning the duties of School Trustees.

By A. F. Bray—A bill for an act entitled "An act to prescribe the mode of payment of all obligations of debt to be paid in money."

By A. F. Bray—A bill for an act providing for the submission to the qualified electors of the State of an amendment to section 4, article 6 of the Constitution relating to Senators.

By Truman—A bill to amend section 1868, Chapter 103 of the Fifth Division of the Revised Statutes of the State of Montana.

Yours respectfully, H. J. MEILI, Chief Clerk.

Also, that House Bills Nos. 26 and 54 have passed the House and are hereby transmitted. Yours respectfully,

H. J. MEILI, Chief Clerk.

Bills were introduced as follows:

By Cardwell, S. B. No. 30—"An act to establish a Hospital for the Insane and providing for the location of the same." Read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

Baylies, without having given previous notice and by consent, introduced S. B. No. 31—"An act to provide for the publication of reports of the opinions of the Supreme Court, and to regulate the price of such reports." Read first and second times and referred to the Committee on the Judiciary.

Hatch, without having given previous notice and by consent, introduced S. B. No. 32—"A bill for an act creating the County of Sweet Grass, defining its boundaries, providing for its organization, and to change the boundaries of Park, Meagher and Yellowstone Counties."

Read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

By Goddard, S. B. No. 33—"A bill for an act to provide for the appointment of a State Architect, and prescribing his duties and compensation." Read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

H. B. No. 54, "An act appropriating certain moneys for the care and keeping of State convicts," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 26, "An act to create the County of Flathead, to define its boundaries and provide for its organization and government," was read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

Matts moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M.

Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Power gave notice of "A bill for an act authorizing cities and towns to incur indebtedness, and to issue warrants or bonds therefor."

On motion of Matts, the following was adopted:

Resolved by the Senate, That the State Treasurer be requested to furnish the Senate with an estimate of the revenues and expenditures of the State for the fiscal years ending December 1, 1893, and December 1, 1894; and, also, a statement of the revenues and expenditures for each fiscal year since the admission of the State into the Union, together with a statement of the amount of money in the treasury at the present time and the fund to which the same belongs.

The following report was received:

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to which was referred H. B. No. 26, being "An act to create the County of Flathead, to define its boundaries and provide for its organization and government," having had the same under consideration, respectfully report said bill back to the Senate with the recommendation that it do pass. CARDWELL, Chairman.

H. B. No. 26 was placed on the general file.

On motion of Cardwell, the Senate resolved itself into a committee of the whole for the consideration of the general file.

Folsom in the chair.

Senate resumed.

The President in the chair.

H. J. M. No. 2 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Folsom, Goddard, Hatch, Matts, McDermott, Power, Steele—12.

Noes—Swift—1.

Absent—Enford, Gibson, Hoffman—3.

Title agreed to.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration Senate Bills Nos. 5, 21 and 22 and House Bills Nos. 4, 25 and 26, beg leave to report as follows: We recommend that Senate Bills Nos. 5, 21 and 22 and H. B. No. 26 do pass, and H. B. No. 4 be made a special order for Monday, and H. B. No. 25 do not pass. D. E. FOLSOM, Chairman.

On motion, the report was adopted.

Senate Bills Nos. 5, 21 and 22 were ordered engrossed.

H. B. No. 4 was made a special order for Monday, January 30th.

On motion of Cardwell, the rules were suspended, H. B. No. 26 was read a third time by title and was concurred in by the following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Folsom, Goddard, Hatch, Matts, McDermott, Power, Steele, Swift—13.

Noes—None.

Absent—Buford, Gibson, Hoffman—3.

Title agreed to.

The following report was received:

Mr. President: We, your Committee on Printing, to whom were referred Senate Bills Nos. 16, 24 and 26, beg leave to report the same back as being correctly printed. T. P. CULLEN, Chairman.

Senate Bills Nos. 16, 24 and 26 were placed on the general file.

A petition from a committee of the conference of the Methodist Episcopal Church, praying that a law be enacted prohibiting gambling, was presented by Eggleston and referred to the Committee on Public Morals.

Eggleston presented the following resolution:

Resolved, That the Senate of the Third Legislative Assembly of the State of Montana takes cognizance of the death of James G. Blaine with profound sorrow.

A statesman of ripe experience, phenomenal sagacity and amazing foresight; a diplomatist whose sound judgment and delicate tact were instrumental at times in averting international complications of serious import, yet whose courageous stand in respect to the interests of the United States and all things American commanded the admiration of the world and ranked him in the estimation of his countrymen as one of the most patriotic, popular and powerful of American citizens since the beginning of the republic; a politician of exceptional qualities of leadership, brilliant fertility in management, and possessing a hold upon the hearts of the masses of the people seldom witnessed in political annals, and which adversity and misfortune seemed only to strengthen and intensify; an historian and essayist of sharp perceptive faculties and singular felicity of style; a man not free from errors, yet who in very many regards reached the highest ideal of American citizenship, and whose name will shine forth in history as one of the greatest products of the nineteenth century—for this man the Senate of the Third Legislative Assembly of the State of Montana expresses its sense of honor and respect.

Resolved, That as a tribute to the memory of James G. Blaine the Senate adjourn until Monday next at 10:30 A. M.

Goddard moved to amend by adding after the word "respect" the following:

"*Resolved*, That the Secretary of the Senate be directed to forward a copy of this resolution to the family of the deceased."

The resolution as amended was adopted.

DAVID MARKS, Secretary.

TWENTY-NINTH DAY.

SENATE CHAMBER,
Helena, Montana, January 30, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of twenty-seventh day read and approved.

Cardwell moved to reconsider the vote by which H. B. No. 26 passed the Senate. The chair ruled the motion out of order under Rule 34 of the Senate Rules, notice not having been given.

A resolution was read which was adopted by the State of Nevada asking the Legislative Assembly of the State of Montana to memorialize Congress for the passage of a law for the free and unlimited coinage of silver. Referred to the Committee on Mines and Mining.

A communication was read from A. C. Fisk, President of the State Beet Sugar Association of Colorado, asking that Congress be memorialized to retain the bounty of two cents per pound on beet sugar. Referred to the Committee on Agriculture and Manufactures.

A remonstrance from citizens of Dawson County against the passage of H. B. No. 4. Read and referred to the Committee on Counties, Towns and Municipal Corporations.

The following reports were received:

Mr. President. We, your Committee on Enrollment, to whom was referred S. B. No. 8, beg leave to report the bill as being correctly enrolled, and the same is herewith presented to you for your signature.

T. P. CULLEN, Chairman.

Mr. President. Your Committee on Finance and Claims, to whom was referred H. B. No. 54, "An act appropriating certain moneys for the care and keeping of State Convicts," beg leave to report that they have considered the same and report it back with the recommendation that it do pass. BAYLIES, Acting Chairman.

The President announced the signing of S. B. No. 8.

H. B. No. 54 was placed on the general file.

On motion of Matts, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Steele in the chair.

Senate resumed.

The President in the chair.

Gibson gave notice of "A bill for an act to transfer the Miscellaneous Division of the Montana State Library to the library of the Historical Society of the State of Montana, and to the care and custody of its officers."

Also, "A bill for an act making appropriation for the support and maintenance of the library of the Historical Society of the State of Montana."

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration Senate Bills Nos. 26, 16 and 24, and H. B. No. 54, beg leave to report the same back with the recommendation that Senate Bills Nos. 16 and 24 do pass, and S. B. No. 26 be referred to a committee of one, and that committee be Senator Hoffman; and H. B. No. 54 be postponed until January 31st.

W. L. STEELE, Chairman.

The report of the committee was adopted.

Senate Bills Nos. 16 and 24 were ordered engrossed.

S. B. No. 26 was referred to Senator Hoffman.

The consideration of H. B. No. 54 was postponed until to-morrow.

H. B. No. 25 was read a third time and lost by the following vote:

Ayes—Baylies, Folsom, Goddard, Hatch, Power, Swift—6.

Noes—Brown, Buford, Cardwell, Cullen, Eggleston, Gibson, Hoffman, Matts, McDermott, Steele—10.

On motion of Cardwell, the rules were suspended, H. B. No. 4 was read a third time by title and concurred in by the following vote.

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, Power, Steele, Swift—15.

Noes—McDermott—1.

Title agreed to.

On motion of Hoffman, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

McDermott moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow.

Carried. DAVID MARKS, Secretary.

THIRTIETH DAY.

SENATE CHAMBER,
Helena, Montana, January 31, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of twenty-ninth day read and approved.

Hatch presented petitions from citizens of Park County praying for the creation of a new County.

The following reports were received:

Mr. President. Your Committee on Corporations Other than Municipal beg leave to report that they have had S. B. No. 27 under consideration and report the same back with the recommendation that it be referred to the Judiciary Committee.

EGGLESTON, Chairman.

Mr. President. Your Committee on Engrossed Bills beg leave to report Senate Bills Nos. 22, 21 and 5 correctly engrossed.

HATCH, Chairman.

Mr. President. Having had under consideration S. B. No. 26, referred to me as a Select Committee, I beg to offer the following amendment to said bill, and, as amended, recommend that it pass:

First—Substitute "thirteenth" for "12" in the third line.

Second—Insert after "1889" in the third line the following:

Be it enacted by the Legislative Assembly of the State of Montana.

That an act of the Sixteenth Legislative Assembly of the Territory of Montana entitled "An Act to Provide for the Appointment of a Private Secretary to the Governor," approved March 13, 1889, be and the same is hereby amended so as to read as follows.

Respectfully submitted, C. W. HOFFMAN.

The report was adopted.

S. B. No. 27 was referred to the Committee on the Judiciary.

S. B. No. 26 was ordered engrossed.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 28, 1893.

Mr. President. I am directed by the House to inform your honorable body that the following bills were introduced:

By Lockey, H. B. No. 87—An act giving the consent of the State of Montana to the purchase by the United States of lands in the State for the purpose of United States Court Houses, Post Offices and for other purposes, and ceding to the United States jurisdiction over such lands.

By Truman, H. B. No. 88—An act to amend Section 1868 of Chapter CIII of the Fifth Division of the Revised Statutes of the State of Montana.

By Burrell, H. B. No. 89—An act entitled An act to compel the use of the chair indicator and safety signaling appliances in mining shafts.

By Burrell, H. B. No. 90—An act for the further protection of the revenue.

By Huffman, H. B. No. 91—A bill for an act for the establishment of the Montana Agricultural College and Experimental Station in connection therewith, stating its objects and purposes, providing for the management and control thereof, accepting and adopting provisions, donations and benefits contained in the several acts of Congress relating thereto, and providing for the location of the institution.

By the Committee on Education, H. B. No. 92—An act concerning the duties of School Trustees.

By A. F. Bray, H. B. No. 93—A bill for an act to prescribe the mode of payment of all obligations of debt to be paid in money.

By A. F. Bray, H. J. M. No. 5—Praying Congress for the non-repeal of the act of July 14, 1891, requiring the purchase of 54,000,000 ounces of silver a year. Very respectfully,

HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 28, 1893.

Mr. President. I am directed by the House to inform your honorable body that the following notices of the introduction of bills have been given:

By Lockey—A bill to provide revenue for the support of the government of the State of Montana for the fiscal years of 1893 and 1894.

By Goodell—A bill fixing auctioneer license.

By Burrell—An act to amend Section 302, Third Division of the Compiled Statutes of Montana.

The House has concurred in the Senate amendments to H. B. No. 31. Very respectfully, HENRY J. MEILI, Chief Clerk.

Bills were introduced as follows:

By Power, S. B. No. 34—"An act to require railroad corporations, when they fence their right of way, or where they have already fenced it, to leave or make certain openings therein, and to provide a penalty for the violation thereof." Read first and second times and referred to the Committee on Corporations Other than Municipal.

By Power, S. B. No. 35—"A bill for an act authorizing cities and towns to incur indebtedness and to issue warrants or bonds therefor." Read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

By Gibson, S. B. No. 36—"An act to transfer the Miscellaneous Division of the Montana State Library to the library of the Historical Society of the State of Montana, and to the care and custody of its officers." Read first and second times and referred to the Committee on Libraries.

By Gibson, S. B. No. 37—"An act making appropriation for the support and maintenance of the Historical Society of the State of Montana." Read first and second times and referred to the Committee on Libraries.

Hoffman, by consent, without having given previous notice, introduced S. B. No. 38, "A bill to increase the number of the Justices of the Supreme Court to five, defining their duties and powers and fixing their compensation." Read first and second times and referred to the Committee on the Judiciary.

Cullen gave notice of "A bill for an act to regulate the sale and redemption of transportation tickets of common carriers."

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file.

Buford in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration H. B. No. 54, recommend that it be concurred in.

BUFORD, Chairman.

S. B. No. 21 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Cullen, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—12.

Noes—Buford, Cardwell, Eggleston, Steele—4.

Title agreed to.

S. B. No. 22 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Cullen, Folsom, Gibson, Goddard, Hatch, Hoffman, McDermott, Power, Swift—11.

Noes—Buford, Cardwell, Eggleston, Matts, Steele—5.

Title agreed to.

S. B. No. 5 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—15.

Noes—Cullen—1.

Title agreed to.

H. B. No. 54 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—16.

Noes—None.

Title agreed to.

On motion of Folsom, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Hoffman moved that we now proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 o'clock P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

On motion of Matts, the Senate resolved itself into a Committee of the Whole for the consideration of special orders.

Hatch in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration S. B. No. 3, report same back with recommendation it do pass.

HATCH, Chairman.

On motion, the report was adopted and S. B. No. 3 was ordered engrossed.

On motion of Steele, the Senate adjourned until 10:30 A. M. tomorrow. DAVID MARKS, Secretary.

THIRTY-FIRST DAY.

SENATE CHAMBER,
Helena, Montana, February 1, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of thirtieth day read and approved.

A petition of citizens of Park County, praying for the creation of Sweet Grass County, was presented by Hatch and referred to the Committee on Counties, Towns and Municipal Corporations.

The following report was received:

Mr. President: Your Committee on Engrossed Bills return herewith S. B. No. 3 correctly engrossed. HATCH, Chairman.

Gibson gave notice of "A bill for an act authorizing corporations to change their corporate names."

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 31, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Logue, H. B. No. 94—A bill for an act defining corporations, providing for what purposes private corporations may be formed, and for the dissolution and winding up of corporations offending against the provisions of this act by writ of quo warranto.

By A. F. Bray, H. B. No. 95—A bill to amend Section 4 of Article V and Sections 2, 3 and 4 of Article VI of the Constitution of the State of Montana, in relation to the number and apportionment of the State Senators and Representatives.

By Burrell, H. B. No. 96—An act entitled "An act to amend Section 302, Third Division of the Compiled Statutes of Montana, relating to trials of prisoners jointly indicted or informed against for criminal offenses.

By the Committee on Ways and Means, H. B. No. 97—An act to provide for the support of the Government of the State of Montana for the fiscal years 1893 and 1894.

H. B. No. 45 has passed the House and is herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, January 31, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices for the introduction of bills were given:

By Tallant—A bill for an act to regulate the receiving and transportation of passengers and freight on railroads in this State.

By Tallant—A bill for an act to provide for the establishment of a Board of Railroad Commissioners and define their duties and powers.

By Tallant—A bill for an act to amend Chapter 22, Fifth Division of the Compiled Statutes of Montana, relating to municipal corporations and amendments thereto, approved September 14, 1887, and also amendments thereto, approved March 13, 1889.

By Lawrence—A bill to amend section 321 of the First Division of the Compiled Statutes of Montana.

By Metzel—A bill for an act to amend section 5 of "An Act to Provide Fees and Compensation for the Several County Officers in the Counties of Montana," approved March 14, 1889.

By Murphy—A bill providing for a State Flag for the State of Montana.

By Murphy—A bill to provide a coat-of-arms for the State of Montana.

By Walkup—A bill for an act to authorize the amendment of certificates of incorporation of railroad corporations.

By Fleming—A bill entitled "An act to protect the interests of stockholders in mining companies and corporations.

Very respectfully, HENRY J. MEILI, Chief Clerk.

On motion of McDermott, the Senate resolved itself into a Committee of the Whole for the consideration of the general file.

Cardwell in the chair.

Senate resumed.

The President in the chair.

Cardwell, of the Committee of the Whole, reported progress; and the committee was granted leave to sit again.

Hoffman moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The President announced the signing of House Bills Nos. 4, 54 and 26, and H. J. M. No. 2.

On motion of Hoffman, the Senate resolved itself into a Committee of the Whole for the consideration of the general file—Cardwell in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom was referred S. B. No. 6, beg leave to report the same back with a recommendation that it do pass. CARDWELL, Chairman.

Hatch moved to adopt the report.

Folsom moved that the report of the committee be amended as follows: That the word "Bozeman," wherever it occurs in the bill, be stricken out, and the word "Missoula" be inserted in lieu thereof.

The amendment was lost by the following vote:

Ayes—Baylies, Folsom, Gibson—3.

Noes—Brown, Buford, Cardwell, Cullen, Eggleston, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—13.

Gibson moved the following amendment: Add the following to the end of Section 1: "In consideration of the location of such institution at Bozeman, the citizens thereof shall provide a suitable site, not less than three hundred and twenty acres, not exceeding two miles from the city limits, and shall endow the said institution in the sum of fifty thousand dollars."

The amendment was lost by the following vote:

Ayes—Baylies, Brown, Eggleston, Folsom, Gibson, Swift—6.

Noes—Buford, Cardwell, Cullen, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele—10.

Steele moved to amend by adding to Section 7: "Provided, That the citizens of Bozeman donate 160 acres of land, within three miles of the city of Bozeman, suitable for the necessary buildings."

Gibson moved to amend the amendment by making the amount of land 320 acres situated within two miles of the city of Bozeman, and including the necessary water right to irrigate the same.

The amendment to the amendment was lost by the following vote:

Ayes—Baylies, Brown, Buford, Eggleston, Folsom, Gibson, Swift—7.

Noes—Cardwell, Cullen, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele—9.

Matts moved that further consideration of Steele's amendment be indefinitely postponed.

The question was put and there being eight votes cast in the affirmative and eight in the negative, the Chair voted "No"; so the motion was lost.

Gibson moved to amend the amendment of Steele by make it include water rights necessary to irrigate the land.

The amendment to the amendment was accepted.

Gibson moved an amendment by substituting Great Falls wherever the word Bozeman occurs, and by changing section 9 to read as follows:

The citizens of Great Falls will donate 320 acres of land within two miles of the city limits of Great Falls for college grounds and experimental farm, and will pay to the State of Montana within one year the sum of $50,000 for the further endowment of said College of Agriculture and Mechanic Arts.

Add section 10:

Section 10. This act shall take effect from and after its passage.

The Chair ruled that the amendment offered was not germane to the amendment offered by Steele, and that it would be entertained as a substitute for Steele's amendment.

The substitute was lost.

The amendment offered by Steele was lost.

Swift moved to amend the report of the Committee of the Whole so as to recommend that wherever the word "Bozeman" occurs in the bill it be stricken out and the words "Miles City" be inserted in lieu thereof.

The amendment was lost.

The report of the Committee of the Whole was adopted and S. B. No. 6 was ordered engrossed.

On motion of Cardwell, the rules were suspended, S. B. No. 3 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—14.

Noes—Folsom, Gibson—2.

Title agreed to.

The following report was received:

Mr. President. Your Committee on Printing, to whom was referred Senate Bills Nos. 10, 13, 18, 20 and 23 and S. J. R. No. 1, beg leave to report them back as being correctly printed.

CULLEN, Chairman.

Senate Bills Nos. 10, 13, 18, 20 and 23 and S. J. R. No. 1 were placed on the general file.

On motion of Hoffman, the Senate adjourned until 10:30 A. M. tomorrow.

DAVID MARKS, Secretary.

THIRTY-SECOND DAY.

SENATE CHAMBER,
Helena, Montana, February 2, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of the thirty-first day read and approved.

A petition from citizens of Meagher County praying that certain portions of that county be annexed to Cascade County, was presented by Senator Gibson, read and referred to the Committee on Towns, Counties and Municipal Corporations.

Bills were introduced as follows:

By Gibson, S. B. No. 39—"A bill for an act authorizing corporations to change their corporate names." Read first and second times and referred to the Committee on Corporations, Other than Municipal.

By Cullen, S. B. No. 40—"A bill for an act to regulate the sale and redemption of Transportation Tickets of Common Carriers." Read first and second times and referred to the Committee on Corporations, Other than Municipal.

The following report was received:

Mr. President: Your Committee on Engrossed Bills, herewith return S. B. No. 6, as being correctly engrossed.

HATCH, Chairman.

H. B. No. 45—"An act to establish a Bureau of Agriculture, Labor and Industry, and provide for the appointment of a commissioner thereof, and define his duties," was read first and second times and referred to the Committee on Agriculture and Manufactures.

The following report was received:

Mr. President: Your Committee on Roads, Highways and Bridges, which has had under consideration S. B. No. 14, "A bill for an act to allow the construction of toll roads and toll bridges, and to regulate the same," beg leave to submit a substitute for said bill, and herewith return the original bill with the substitute therefor, and recommend that the substitute bill do pass.

Respectfully, GEORGE M. BROWN, Chairman.

On motion of Goddard, the substitute for S. B. No. 14 was adopted and the same was ordered printed.

The following reports were received:

Mr. President: We, your Committee on Enrollment, beg leave to report that Senate Bills Nos. 2 and 8 were presented to His Excellency the Governor at 10:20 A. M. of this date.

T. P. CULLEN, Chairman.

Mr. President: Your Committee on Engrossed Bills herewith return Senate Bills Nos. 16 and 24 as being correctly engrossed.

HATCH, Chairman.

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Eggleston in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration S. B. No. 4, beg leave to report the same back with the accompanying amendments, and as amended recommend that the bill do pass. C. H. EGGLESTON, Chairman.

The report was adopted and S. B. No. 4 was ordered engrossed.

Goddard moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The President announced the signing of H. B. No. 31.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 1, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of introduction of bills were given:

By Goodell—A bill to prohibit the sale or giving away of cigarettes or tobacco to children.

By Losee—A bill entitled "An act for the protection of agricultural and racing associations." Very respectfully,

HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, Febuary 1, 1893.

Mr. President: I am directed by the House to inform your honorable body, that the following bills were introduced:

By Bach, H. B. No. 98—An act to provide a State Examiner for the State of Montana, to define his duties and to provide for his compensation.

By Bach, H. B. No. 99—An act concerning building and loan associations.

By Bach, H. B. No. 100—An act to appropriate money for the furnishing of the office of the Clerk of the Supreme Court.

By Lawrence, H. B. No. 101—An act to amend section 321 of the Fifth Division of the Compiled Statutes of the State of Montana.

By Walkup, H. B. No. 102—An act to authorize the amendment of certificates of incorporation of railroad corporations.

By Fleming, H. B. No. 103—An act to protect the interests of the stockholders in mining companies and corporations.

By Tallant, H. B. No. 104—A bill for an act to amend Chapter 22, Fifth Division of the Compiled Statutes of Montana, relating to municipal corporations and amendments thereto, approved September 18, 1887; also amendments thereto, approved March 13, 1889.

By Babcock, without previous notice and with unanimous consent of the House, H. B. No. 105—A bill for an act appropriating money for the relief of John R. Eardley for services rendered the State of Montana.

By Metzel, H. B. No. 106—An act to amend section 5 of an act to provide fees and compensation for the several County officers in the Counties of Montana, approved March 18, 1889.

By Scharnikow, H. B. No. 107—An act to provide for the registration of electors and to prevent fraud at elections.

Very respectfully, HENRY J. MEILI, Chief Clerk.

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Eggleston in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President. Your Committee of the Whole has had under consideration Senate Bills Nos. 9, 10, 13, 18, 20 and 23, and Senate Joint Resolution No. 1, and beg leave to report as follows: That Senate Bill No. 9 be reported back with the recommendation that it do not pass; that Senate Bills Nos. 13 and 23 be reported back with the recommendation that they do pass; that Senate Bill No. 10 be continued on the general file and considered to-morrow; that Senate

bill No. 18 be made a special order for 2 P. M. to-morrow; that Senate Joint Resolution No. 1 be reported back with the recommendation that it do pass; that Senate Bill No. 20 be continued on the general file for two days. C. H. EGGLESTON, Chairman.

On motion of Matts, the further consideration of S. B. No. 9 was indefinitely postponed.

Senate Bills Nos. 13 and 23 were ordered engrossed.

S. B. No. 10 were returned to the general file to be considered to-morrow.

S. B. No. 18 was made a special order for 2 P. M. to-morrow.

The further consideration of S. B. No. 20 was postponed for two days.

On motion of Hoffman, the rules were suspended, S. B. No. 6 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Goddard, Hatch, Hoffman, Matts, McDermott, Power—13.

Noes—Gibson, Swift—2.

Absent—Steele—1.

Title agreed to.

S. B. No. 16 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—15.

Noes—None.

Absent—Steele—1.

Title agreed to.

S. B. No. 24 was read a third time and passed by the following vote:

Ayes—Bayliss, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—15.

Noes—None.

Absent—Steele—1.

Title agreed to.

On motion of Buford, the Senate adjourned until 10:30 A. M. to-morrow. DAVID MARKS, Secretary.

THIRTY-THIRD DAY.

SENATE CHAMBER,
Helena, Montana, February 3, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of thirty-second day read and approved.

State Treasurer F. W. Wright, in compliance with a resolution passed by the Senate on January 28th, submitted a report, which was referred to the Committee on Finance and Claims.

A petition from citizens of Park County was presented by McDermott, praying that the bill creating the County of Sweet Grass do not pass.

The following reports were received:

Mr. President: Your Committee on Judiciary, to whom was referred H. B. No. 1 and Senate Bills Nos. 19, 25, 27, 31 and 38, have had the same under consideration and submit the following report:

Your Committee reports back H. B. No. 1 without recommendation, and S. B. No. 27 with the recommendation that it do pass. Your Committee asks further time for the consideration of Senate Bills Nos. 25 and 38 and also S. B. No. 31, to the end that the same may be considered in connection with the Codes.

Your Committee recommends that S. B. No. 19, as amended by the Committee on Corporations Other than Municipal, do pass with the following amendment: Amend line one (1) by striking out the words "section 1" and inserting the same at the beginning of line three (3) of said bill. E. D. MATTS, Chairman.

The report was adopted and Senate Bills Nos. 19 and 27 were ordered printed, and H. B. No. 1 was placed on the general file.

The following report was received:

Mr. President: Your Committee on Public Morals, having had under consideration a memorial of annual conference of the Methodist Episcopal Church of Montana relating to gambling, beg leave to report the same back with the recommendation that it be indefinitely postponed, for the reason that the matter therein referred to is provided for by the proposed new Codes. Respectfully submitted,

J. W. POWER, Chairman.

On motion of Buford, the report was adopted.

The following report was received:

Mr. President: The Committee on Public Buildings, Hospitals and Asylums, to whom was referred S. B. No. 30, beg leave to report the same back without recommendation.

HOFFMAN, Chairman.

S. B. No. 30 was ordered printed.

The Committee on Public Buildings, Hospitals and Asylums were granted five days further time in which to report S. B. No. 33.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 2, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By the Committee on Railroads and Transportation, H. B. No. 108—An act to regulate receiving and transportation of freight and passengers on railroads in this State.

By the Committee on Railroads and Transportation, H. B. No. 109—An act to provide for the establishment of a Board of Railroad Commissioners, and define their powers and duties.

By McDonel, H. B. No. 110—An act to create the County of Granite, to define its boundaries and provide for its organization and government.

By Losee, H. B. No. 111—A bill for an act for the protection to agricultural and racing associations.

By Logue, H. B. No. 112—An act entitled "An act providing for the stamping of gold and silver bullion into tokens of various weights and sizes."

House Bills Nos. 6, 16, 28, 44, 55 and 57 have passed the House and are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 2, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of the introduction of bills were given:

By Tierney—A bill for the location of a State Reform School at White Sulphur Springs.

By A. F. Bray—A bill for an act entitled "An act to regulate corporations engaged in the business of guaranteeing or acting as security for the fidelity of persons in public and private offices, employment or position, and the agents of such corporations, and prescribing penalties for failure to comply with the provisions thereof."

By Fitzgerald—A joint memorial to the Congress of the United States praying that action may be taken towards the annexation of, or the establishment of a protectorate over, the Hawaiian Islands.

Very respectfully, HENRY J. MEILI, Chief Clerk.

H. B. No. 6, "An act fixing the per diem and mileage of members of the Legislative Assembly of the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 16, "An act to create the County of Ravalli, to define its boundaries and provide for its organization, was read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations."

H. B. No. 28, "An act to legalize and confirm the official acts of Notaries Public," was read first and second times and referred to the Committee on the Judiciary.

H. B. No. 44, "An act declaring an administrator, executor or guardian, failing to render accounts or file reports required by law, guilty of a misdemeanor," was read first and second times and referred to the Committee on the Judiciary.

H. B. No. 55, "An act appropriating certain moneys for Conley and McTague for interest upon certain claims authorized by the Second Legislative Assembly of the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No 57, "An act appropriating certain moneys for Mitchell and Mussigbrod for interest upon certain claims authorized by the Second Legislative Assembly of the State of Montana," was read first and second times and referred to the Committee on Finance and Claims."

The following report was received:

Mr. President: Your Committee on Counties, Towns and Municipal Corporations have had S. B. No. 29 under consideration and

beg leave to report the same back with the recommendation that it do pass. CARDWELL, Chairman.

The report was adopted and S. B. No. 29 was ordered printed.

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Hoffman in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration S. B. No. 10 and H. B. No. 1, beg leave to report as follows: We recommend that S. B. No. 10 do pass, and ask further time for the consideration of H. B. No. 1 and the substitute offered therefor. HOFFMAN, Chairman.

The report was adopted and S. B. No. 10 was ordered engrossed and H. B. No. 1 was returned to the general file.

Hoffman moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M.

Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: Your Committee on Engrossed Bills herewith return S. J. R. No. 1, S. B. No. 13, S. B. No. 23 and S. B. No. 4 correctly engrossed. HATCH, Chairman.

The hour having arrived for which S. B. No. 18 was made a special order, on motion of Hoffman the Senate resolved itself into Committee of the Whole for the consideration of the same, Power in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom was referred S. B. No. 18, beg leave to report that they have duly considered the same, and beg leave to report the same back with the accompanying amendments, and as so amended recommend that it do pass. J. W. POWER, Chairman.

On motion of Baylies, the rules were suspended, S. B. No. 4 was read a third time by its title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cullen, Eggleston, Folsom, Goddard, Hatch, Hoffman, Matts, McDermott, Power—12.

Noes—Gibson, Swift—2.

Absent—Cardwell, Steele—2.

Title agreed to.

Folsom offered a substitute to S. B. No. 13.

The Chair announced that the substitute could not be offered at this time unless by unanimous consent.

Buford objected, so the substitute was not received.

Goddard moved that S. B. No. 13 be indefinitely postponed.

Buford moved that the motion to indefinitely postpone S. B. No. 13 be laid upon the table, which motion was lost by the following vote:

Ayes—Baylies, Buford, Cullen, Gibson, McDermott, Swift—6.

Noes—Brown, Eggleston, Folsom, Goddard, Hatch, Hoffman, Power—7.

Paired—Cardwell, Matts—2.

Absent—Steele—1.

The motion to indefinitely postpone prevailed by the following vote:

Ayes—Brown, Eggleston, Folsom, Goddard, Hatch, Hoffman, Power—7.

Noes—Baylies, Buford, Cullen, Gibson, McDermott, Swift—6.

Paired—Cardwell, Matts—2.

Absent—Steele—1.

S. B. No. 23 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power—13.

Noes—Steele, Swift—2.

Absent—Cardwell—1.

Title agreed to.

S. J. R. No. 1 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—15.

Noes—None.

Absent—Cardwell—1.

Title agreed to.

Folsom gave notice of "A bill for an act to establish, locate and govern the State Normal School at Dillon."

Cullen was granted a leave of absence until the session of Tuesday, February 7th, and the Secretary was directed to enter upon the Journal that Senators Baylies and Cullen were paired on all questions of a political nature during the time of the leave.

Cardwell was granted a leave of absence until the session of Monday, February 6th, and the Secretary was directed to enter upon the Journal that Senators Cardwell and Folsom were paired on all questions of a political nature during the time of leave granted.

Hoffman was granted a leave of absence until the session of Tuesday, February 7th, and the Secretary was directed to enter upon the Journal that Senators Hoffman and Power were paired on all questions of a political nature during the time of the leave granted.

On motion of McDermott, the Senate adjourned until 10:30 A. M. to-morrow.

DAVID MARKS, Secretary.

THIRTY-FOURTH DAY.

SENATE CHAMBER,
Helena, Montana, February 4, 1893.

Senate met pursuant to adjournment at 10:30 A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave: Cardwell, Cullen, Hoffman.

Prayer by the Chaplain.

Journal of thirty-third day read and approved.

The following reports were received:

Mr. President: Your Committee on Engrossment herewith return S. B. No. 26 as being correctly engrossed.

HATCH, Chairman.

Mr. President: The Committee on Agriculture and Manufactures, to whom was referred H. B. No. 45, have had the same under consideration and beg leave to report it back with the recommendation that it do pass. GIBSON, Chairman.

Mr. President: The Committee on Finance and Claims, to whom were referred House Bills Nos. 55 and 57, have had the same under consideration, and beg leave to report them back with the recommendatien that they do pass. GIBSON.

By request of HOFFMAN, Chairman.

Mr. President: Your Committee on Corporations, Other than Municipal, to whom were referred Senate Bills Nos. 34, 39 and 40, have considered the same and beg leave to report as follows: That S. B. No. 34 be reported back with the recommendation that it pass with the accompanying amendments; that S. B. No. 39 be reported back with the recommendation that it pass: That S. B. No. 40 be reported back with the recommendation that it pass with the accompanying amendments. EGGLESTON, Chairman.

House Bills Nos. 45, 55 and 57 were placed on the general file.

The amendments offered by the Committee on Corporations Other than Municipal, to Senate Bills Nos. 34 and 40 were adopted and they were ordered printed.

S. B. No. 39 was ordered printed.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 3, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bill was introduced:

By A. F. Bray, H. B. No. 113—An act to regulate corporations engaged in the business of guaranteeing or acting as security for the fidelity of persons in public and private offices, employments or positions and agents for such corporations and prescribed penalties for the failure to comply with the provisions thereof.

Also that H. B. No. 53 passed the House, and is hereby transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 3, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notice of the introduction of a bill was given:

By Metzel—A bill entitled "An act to prohibit any person or persons from driving horses, mules or cattle from their usual and customary ranges.

Very respectfully, H. J. MEILI, Chief Clerk.

By consent, McDermott introduced, without having given previous notice, S. B. No. 41, "A bill for an act appropriating moneys for the benefit of the Orphans' Homes of Montana." Read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 53, "An act appropriating money for the purpose of a display at the World's Fair Exposition," was read first and second times and referred to the Committee on Finance and Claims.

On motion of Steele, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Goddard in the chair

Senate resumed.

The Speaker in the chair.

The following report was received:

Mr. President: Your Committee of the Whole beg leave to report the following recommendations:

That H. B. No. 1, as amended, do pass.

That H. B. No. 45 be returned to the general file.

That House Bills Nos. 55 and 57 be concurred in.

That S. B. No. 20 be made a special order for 2 P. M. on Tuesday next. GODDARD, Chairman.

The amendments to H. B. No. 1 were adopted, and they were ordered engrossed.

S. B. No. 20 was made a special order for Tuesday next at 2 P. M.

S. B. No. 26 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Eggleston, Folsom, Gibson, Goddard, Hatch, Matts, McDermott, Power, Steele, Swift—12.

Noes—Buford—1.

Absent—Cardwell, Cullen, Hoffman—3.

Title agreed to.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, February 3, 1893.

To the President and Members of the Senate:

I have this day approved and signed S. B. No. 2, being "An act to repeal an act in reference to estrays upon the public domain."

Respectfully, J. E. RICKARDS, Governor.

On motion of Baylies, the rules were suspended; H. B. No. 57 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Eggleston, Folsom, Gibson, Goddard, Hatch, Matts, McDermott, Power, Steele, Swift—13.

Noes—None.

Absent—Cardwell, Cullen, Hoffman—3.

Title agreed to.

On motion of Steele, H. B. No. 55 was read a third time by title, and passed by the following vote:

Ayes—Baylies, Brown, Buford, Eggleston, Folsom, Gibson, Goddard, Hatch, Matts, McDermott, Power, Steele, Swift—13.

Noes—None.

Absent—Cardwell, Cullen and Hoffman—3.

Title agreed to.

On motion of McDermott, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Buford moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. Monday, February 6th.

Carried. DAVID MARKS, Secretary.

THIRTY-SIXTH DAY.

SENATE CHAMBER,
Helena, Montana, February 6, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Cullen and Hoffman.

Prayer by the Chaplain.

Journal of thirty-fourth day read and approved.

Hatch was excused for the day, and the Secretary was directed to enter upon the Journal that Senators Buford and Hatch were paired on all questions of a political nature during the time of the leave granted.

A communication from the President of the Pan-American Bi-Metallic Association was read and referred to the Committee on Mines and Mining.

Notices of the introduction of bills were given as follows:

By Swift—"A bill for an act to create the Twelfth Judicial District."

Also, "A bill for the location of the State Reform School and to appropriate moneys therefor."

The following report was received:

Mr. President: Your Committee on Engrossment begs leave to report S. B. No. 10 correctly engrossed.

S. R. BUFORD, Acting Chairman.

On motion of Cardwell, H. B. No. 45 was returned to the general file to remain until Wednesday next.

S. B. No. 10 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Eggleston, Folsom, Gibson, Goddard, Matts, McDermott, Power, Steele, Swift—12.

Noes—None.

Absent—Cardwell, Cullen, Hatch, Hoffman—4.

Title agreed to.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 4, 1893.

Mr. President. I am directed by the House to inform your honorable body that the following notices of the introduction of bills were given:

By A. F. Bray—A bill for the submission to the people at the next general election of an amendment to Article V of the Constitution of Montana, concerning the Legislative Department of the State Government.

By Lockey—A bill to prohibit the sale of intoxicating liquors within three miles of any university.

By Goodell—A bill to prevent people from leaving barb wire in dangerous positions.

By Metzel—A bill entitled "An act with reference to driving stock into or through the State of Montana.

By A. F. Bray—A bill for an act entitled "An act to provide for the depositing of State and County funds in banks."

Also, that House Joint Memorial No. 1 has passed the House and is herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

H. J. M. No. 1, "Praying Congress to amend the Constitution and Laws of the United States so that they will provide for the election of United States Senators by direct vote of the people," was read first and second times and referred to the Committee on Federal Relations.

On motion of Buford, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

A message was received from His Excellency the Governor, submitting a supplemental estimate of expenses for the fiscal years ending November 30, 1893, and November 30, 1894, which was referred to the Committee on Finance and Claims.

Eggleston moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow.

Carried. DAVID MARKS, Secretary.

THIRTY-SEVENTH DAY.

SENATE CHAMBER,
Helena, Montana, February 7, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President *pro tem.* in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of thirty-sixth day read and approved.

Petitions from Park County, two praying against the creation of Sweet Grass County and one in favor of its creation, were read and referred to the Committee on Counties, Towns and Municipal Corporations.

The following communication was received:

Helena, Montana, February 5, 1893.

To the Honorable the Senate of the State of Montana:

Gentlemen: I am directed by the Board of Trustees of School District No. 1, comprising the City of Helena, to extend to your honorable body, an invitation to visit our new high school building at such time as will meet your convenience.

Kindly advise me of the date and our Board will be pleased to escort you through the building. Respectfully, F. W. ELLIS, Clerk.

On motion of Steele, the invitation was accepted, and the Chair appointed Senators Steele, Buford and Folsom, a committee to act with a like committee of the House, to arrange a date to comply with the invitation.

The following reports were received:

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 35, having had the same under consideration, beg leave to report the same back with the recommendation that it do pass. CARDWELL, Chairman.

Mr. President: Your Committee on Engrossment beg leave to report S. B. No. 18 and the amendments to H. B. No. 1 correctly engrossed. BUFORD, Acting Chairman.

Mr. President: Your Committee on Mines and Mining, to whom was referred the communication from the American Bi-Metallic League, beg leave to report that we have duly considered the same and ask leave to introduce a bill in accordance therewith, which is herewith submitted. WM. MCDERMOTT, Chairman.

Mr. President: Your Committee on Towns, Counties and Municipal Corporations, to whom was referred S. B. No. 28, having had the same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

CARDWELL, Chairman.

Mr. President: Your Committee on Libraries, to whom was referred S. B. No. 37, "A bill for an act making appropriations for the support and maintenance of the Historical Society of the State of

Montana," have had the same under consideration and recommend the accompanying amendments.

And as so amended, your committee recommends that the bill do pass. All of which is respectfully submitted.

R. SWIFT, Chairman.

S. B. No. 42, introduced by the Committee on Mines and Mining—"An act to provide fer the payment of the expenses of such delegates appointed by the Governor to represent this State in the convention held under the auspices of the American Bi-Metalic League in Washington, commencing February 23, 1893, was read first and second times and referred to the Committee on Federal Relations.

S. B. No. 35 was ordered printed.

The amendments reported by the Committee on Libraries to S. B. No. 37, were adopted and the bill, as amended, was ordered printed.

The report of the Committee on Towns, Counties and Municipal Corporations on S. B. No. 28 was adopted, and the bill was indefinitely postponed.

The President assumed the chair.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 6, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By A. F. Bray, H. B. No. 114—An act to provide for the depositing of State and County Funds in Banks of the State.

By A. F. Bray, H. B. No. 115—An act amending Article V of the Constitution relating to the Legislative Department.

By Lockey, H. B. No. 116—An act prohibiting the sale of intoxicating liquors within three miles of any university.

By Metzel, H. B. No. 117—An act to prohibit any person or persons from driving any horses, mules or cattle from their usual and customary range.

By Metzel, H. B. No. 118—An act with reference to the driving of stock into or through the State of Montana.

Also that the Governor has approved House Bills Nos. 30, 54, 26 and 4 and has returned H. B. No. 31 without approval, and that House Bills Nos. 34, 35 and 38 have passed the House; and that S. B. No. 16 as amended by the House was concurred in and are herewith transmitted. Very respectfully,

HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 6, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of the introduction of bills were given:

By Carpenter—A bill entitled "An act to provide the conditions upon which foreign corporations may do business in this State."

By Tallant—A bill for an act to amend Section 4, of an act concerning compensation of County, District and Township officers of the laws of 1891.

By Benson—A bill for an act to establish, maintain and locate a State Reform School at White Sulphur Springs, Meagher County.

By Lockhart—A bill for an act creating a School for the Deaf and Dumb and locating the same. Very respectfully,

HENRY J. MEILI, Chief Clerk.

On motion of Gibson, the Senate concurred in House amendments to S. B. No. 16 and the bill was ordered enrolled.

Bills were introduced as follows:

By Folsom, S. B. No. 43—An act to establish a State Normal School at Dillon, in the county of Beaverhead, State of Montana, read first and second times and referred to the Committee on Education.

By Swift, S. B. No. 44—"A bill for an act to provide for the establishment and location of a State Reform School and to appropriate money therefor," read first and second times and referred to the Committe on Public Buildings, Hospital and Asylums.

The following communications were received:

GOVERNOR'S OFFICE,
Helena, Montana, February 7, 1893.

To the Honorable President and Members of the Senate:

I have this day approved and signed Senate Bill No. 8, being "An act to create the County of Teton, to define its boundaries and to provide for its organization and the election of the officers thereof."

Respectfully, J. E. RICKARDS, Governor.

GOVERNOR'S OFFICE,
Helena, Montana, February 7, 1893.

To the President of the Senate:

I would respectfully request that the Enrolling Committee of your honorable body be instructed to note upon each bill sent to the Executive Office its history, for the information of this office in its consideration; or, if deemed more convenient, to accompany each bill with the original bill bearing such indorsement.

Respectfully, J. E. RICKARDS, Governor.

The matter contained in the message of the Governor referring to enrolled bills was referred to the Committee on Rules.

H. B. No. 34, "An act appropriating money for the relief of William M. Blackford for services rendered the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 38, "An act appropriating money for Stephen Carpenter for services rendered the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 58, "An act appropriating money for services rendered by William J. Kennedy as Clerk of the Supreme Court from November 8, 1889, to March 7, 1891," was read first and second times and referred to the Committee on Finance and Claims.

McDermott gave notice of "A bill to amend Section 42, First Division, Code of Civil Procedure, Compiled Statutes of Montana."

On motion of Baylies, the rules were suspended, S. B. No. 18 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—16.

Noes—None.

Title agreed to.

H. B. No. 1 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—16.

Noes—None.

Title agreed to.

Steele moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

On motion of Hatch, S. B. No. 20 was indefinitely postponed.

The President announced the signing of House Bills Nos. 55 and 57.

On motion of Matts, H. B. No. 45 was made a special order for Thursday, February 9th.

On motion of Hatch, the Senate adjourned until 10:30 A. M. tomorrow.

DAVID MARKS, Secretary.

THIRTY-EIGHTH DAY.

SENATE CHAMBER,
Helena, Montana, February 8, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of thirty-seventh day read and approved.

The following reports were received:

Mr. President: Your Committee on Libraries, having had S. B. No. 36 under consideration, beg leave to report the same back with the recommendation that it do pass. R. SWIFT, Chairman.

Mr. President: Your Committee on Federal Relation beg leave to report that we have had under consideration H. J. M. No. 1 and report it back with the recommendation that it be concurred in.

FOLSOM, Chairman.

Mr. President: The Committee on Education, to whom was referred S. B. No. 43, have had the same under consideration and beg leave to report it back without recommendation.

GIBSON, Chairman.

Senate Bills Nos. 36 and 43 were ordered printed.

H. J. M. No. 1 was placed on the general file.

Bills were introduced as follows:

By McDermott, S. B. No. 45—A bill for an act to amend section 42, First Division, Code of Civil Procedure, Compiled Statutes of Montana. Read first and second times and referred to the Committee on the Judiciary.

Matts, by consent, without having given previous notice, introduced S. B. No. 46, a bill for an act entitled "An act to amend sections 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023 of Chapter 119, Fifth Division, Compiled Statutes of Montana, concerning town and village sites and plats." Read first and second times and referred to the Committee on the Judiciary.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 6, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of the introduction of bills were given:

By Carpenter—A bill entitled "An act to provide the conditions upon which foreign corporations may do business in this State."

By Tallant—A bill for an act to amend section 4 of "An Act Concerning Compensation of County, District and Township Officers" of the laws of 1891.

By Benson—A bill for an act to establish, maintain and locate a State reform school at White Sulphur Springs, Meagher County.

By Lockhart—A bill for an act creating a school for the deaf and dumb and locating the same. Very respectfully,

HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 7, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Tallant, H. B. No. 119—An act amending Section 4 of an act concerning the compensation of county, district and township officers of the Laws of 1891.

By Carpenter, H. B. No. 120—An act to prescribe the conditions upon which foreign corporations may do business in this State.

By Goodell, H. B. No. 121—An amend to amend Section 3 of an act entitled "An Act Concerning Licenses," approved March 7, 1891.

By Committee on Public Lands, H. B. No. 122—An act to amend Sections 40 and 41 of an act entitled "An Act to Provide for the Selection, Location, Appraising, Sale and Leasing of State Lands," approved March 6, 1891.

By Committee on State Institutions, H. B. No. 123—An act to create a school for the deaf and dumb and provide for the location thereof; also to provide for the education and maintenance of the blind therein.

Also, that Substitute House Bill No. 2 and House Bills Nos. 75 and 78 passed the House and are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

H. B. No. 75, "An act to amend Section 2 of an act concerning revenue," approved March 6, 1891, was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 78, "An act appropriating money for the payment of services rendered by the State Board of Arbitration," was read first and second times and referred to the Committee on Finance and Claims.

Substitute for H. B. No. 2, "An act regulating the hours of labor of stationary engineers and fixing penalties for the violation thereof," was read first and second times and referred to the Committee on Labor and Capital.

On motion of Cardwell, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, McDermott in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration H. J. M. No. 1, report it back, recommending it do pass. McDERMOTT, Chairman.

Baylies, by consent, without having given previous notice, introduced S. B. No. 47—"A bill for an act to provide for the care, keeping, maintaining, custody and control of convicts for the State." Read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

H. J. M. No. 1 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—16.

Noes—None.

Title agreed to.

On motion of McDermott, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following reports were received:

Mr. President: Your Committee on Printing, to whom was referred Senate Bills Nos. 34 and 29, beg leave to report the same back correctly printed. T. P. CULLEN, Chairman.

Mr. President: We, your Committee on Enrollment, to whom was referred S. B. No. 16, beg leave to report the bill as being correctly enrolled, and the same is herewith presented to you for your signature. T. P. CULLEN, Chairman.

Senate Bills Nos. 34 and 29 were placed on the general file.

The President announced the signing of S. B. No. 16.

Buford moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

THIRTY-NINTH DAY.

SENATE CHAMBER,
Helena, Montana, February 9, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President *pro tem.* in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of thirty-eighth day read and approved.

Petitions from citizens of Park County, one in favor of the creation of Sweet Grass County and the other remonstrating against its passage were received.

The following reports were received:

Mr. President: The Committee on Finance and Claims, to whom was referred House Bills Nos. 58, 34 and 35, beg leave to report the same back and recommend that they do pass.

HOFFMAN, Chairman.

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 6 and beg leave to report the same back with amendment, and, as amended, recommend that it do pass.

HOFFMAN, Chairman.

Mr. President. Your Committee on Finance and Claims would most respectfully report:

It has had under consideration the substitute for H. B. No. 53, entitled "An act appropriating money for the purpose of a display at the World's Fair Columbian Exposition," and would recommend that Section 1 of said bill be amended by striking therefrom the words "fifty thousand dollars" and substituting therefor the words "seventy thousand dollars."

The committee would further recommend that Sections numbered 2, 3, 4 and 6 be stricken out, and that Section 5 be made Section 3, and the said bill, when so amended, do pass.

HOFFMAN, Chairman.

Mr. President. Your Committee on Finance and Claims, to whom was referred S. B. No. 41, beg leave to report the same back with the recommendation that it be indefinitely postponed, the same being in direct conflict with the Constitution of the State of Montana.

HOFFMAN, Chairman.

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 16, entitled "An act to create the County of Ravalli, to define its boundaries and

provide for its organization," have had the same under consideration and beg leave to report the same back without any recommendation.

CARDWELL, Chairman.

Mr. President: We, your Committee, to whom were referred Senate Bills Nos. 14, 39, 27 and 40, beg leave to report the same back as being correctly printed. T. P. CULLEN, Chairman.

House Bills Nos. 34, 35 and 16 were placed on the general file.

The amendments reported by the Committee on Finance and Claims on House Bills Nos. 6 and 53 were adopted and the bills were placed on the general file.

S. B. No. 41 was indefinitely postponed.

Senate Bills Nos. 14, 39, 27 and 40 were placed on the general file.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 8, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of the introduction of bills have been given:

By A. F. Bray—A bill for the establishment of an orphans' home, providing for its location, support and management and the control thereof.

By D. Lawrence—A bill for an act to amend section 5 of "An Act Concerning Revenue," Division I of acts of the Second Legislative Assembly of the State of Montana.

By Scharnikow—A bill entitled "An act to create the County of Warm Springs, to define its boundaries and provide for its organization and government.

By Goodell—A bill to amend Chapter XCII, section 1541 of the Compiled Statutes of Montana. Very respectfully,

H. J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 8, 1893.

Mr. President. I am directed by the House to inform your honorable body that the following bills were introduced:

By Babcock, H. B. No. 124—An act to provide for the payment of interest on the claims of certain members of the Legislature of the State of Montana.

By Babcock, H. B. No. 125—An act appropriating money for the relief of the Montana National Bank for money advanced in payment of salaries and mileage to the members of the First Legislative Assembly of the State of Montana.

By Dudley, H. B. No. 126—An act to regulate the practice of pharmacy and the sale of medicines and poisons.

By Huffman and Monteath, H. B. No. 127—An act to prevent corrupt practices at elections and provide for the publicity of the election expenses.

Also, that House Bills Nos. 56, 73, 79, 83, 100, 105 and Substitute No. 82 have passed the House and are herewith transmitted, and the House has concurred in Senate amendment to House Bill No. 1.

Very respectfully, HENRY J. MEILI, Chief Clerk.

H. B. No. 56, "An act appropriating certain moneys for the payment of repairs and improvements made upon State Prison Buildings by the authority of the Board of State Prison Commissioners," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 100, "An act to appropriate money for the furnishing of the office of the Clerk of the Supreme Court," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 73, "An act to amend Sections 58 and 59 of an act entitled 'An Act Concerning Revenue,' approved March 6, 1891," was read first and second times and referred to the Committee on the Judiciary.

H. B. No. 79, "An act appropriating money for the payment of Sheriffs for serving extradition papers and transporting prisoners to the State Prison," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 83, "An act appropriating certain moneys for payment of sundry expenses of the Code Commission," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 105, "An act appropriating money for the relief of John R. Eardley for services rendered the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 82, "An act appropriating certain moneys for the Journal Publishing Company for interest upon certain claims authorized by the Second Legislative Assembly of the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

By consent, Goddard introduced, without having given previous notice, S. B. No. 48—"A bill for an act to amend an act entitled 'An Act to Provide for the Registration of the Names of Electors and Prevent Fraud at Elections,' approved March 8, 1889." The rules were suspended, the bill was read first and second times by title and referred to the Committee on Elections and Privileges.

On motion of Eggleston, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Buford in the chair.

Senate resumed.

The President *pro tem.* in the chair.

The Committee of the Whole reported and asked leave to sit again, which was granted.

Eggleston moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the senate take a r[illegible] until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President *pro tem.* in the chair.

Roll called—Quorum present.

The President *pro tem.* announced the signing of H. B. No. 1.

On motion of McDermott, the Senate took a recess until 3 P. M.

3 P M.

Senate resumed.

The President *pro tem.* in the chair.

Roll called—Quorum present.

On motion of Hatch, the Senate resolved itself into a Committee of the Whole for the further consideration of the general file—Buford in the chair.

The President *pro tem.* in the chair.

The following report was received:

Mr. President. Your Committee of the Whole, who have had under consideration S. B. No. 29 and H. B. No. 16, beg leave to report back same with the recommendation that H. B. No. 16 do pass and S. B. No. 29 be referred to the Judiciary Committee.

BUFORD, Chairman.

S. B. No. 29 was referred to the Committee on the Judiciary.

On motion of Hoffman, the rules were suspended, H. B. No. 16 was read a third time by title and was concurred in by the following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Gibson, Goddard, Hatch, Hoffman, Matts, Swift—11.

Noes—Buford, Folsom, McDermott, Power, Steele—5.

Title agreed to.

On motion of Hoffman, H. B. No. 45 was taken from special orders, the rules suspended, the bill was read a third time by title and concurred in by the following vote:

Ayes—Baylies, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—15.

Noes—None.

Title agreed to.

The following report was received:

Mr. President. Your Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 32, herewith return a substitute for the same. The substitute being offered the Committee by the author of the original bill, your Committee report the same back to the Senate without recommendation in lieu of the original bill.

CARDWELL, Chairman.

The substitute offered for S. B. No. 32 was ordered printed.

Gibson was granted a leave of absence until the session of Monday, February 13th, and the Secretary was directed to enter upon the Journal that Senators Folsom and Gibson were paired upon all questions of a political nature until the expiration of the leave granted.

On motion of Cullen, the Senate adjourned until 10:30 A. M. tomorrow.

DAVID MARKS, Secretary.

FORTIETH DAY.

SENATE CHAMBER,
Helena, Montana, February 10, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of the thirty-ninth day read and approved.

Petitions were presented from citizens of Park County remonstrating against the creation of Sweet Grass County. Referred to the Committee on Counties, Towns and Municipal Corporations.

The following reports were received:

Mr. President: Your Committee on Printing, to whom was referred S. B. No. 19, report the same back correctly printed.

T. P. CULLEN, Chairman.

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 35, entitled "An act authorizing Cities and Towns to incur indebtedness and to issue warrants and bonds therefor," have had the same under consideration, and recommend that it do pass as amended, the amendments being attached to the bill. CARDWELL, Chairman.

Mr. President: The Committee on Public Buildings, Asylums and Hospitals, to whom was referred S. B. No. 44, beg leave to report the same back without recommendation.

HOFFMAN, Chairman.

Mr. President: Your Committee on Federal Relations, to whom was referred S. B. No. 42, beg leave to report that we have had the same under consideration and report the same back with the recommendation that it be indefinitely postponed.

FOLSOM, Chairman.

Mr. President: Your Committee on Judiciary, to whom was referred House Bills Nos. 28 and 44, and Senate Bills Nos. 45 and 46, have had the same under consideration and beg leave to submit the following report:

That H. B. No. 28 and S. B. No. 47 do pass without amendment.

That H. B. No. 44 be not concurred in, but that the amendments accompanying said bill, herewith presented, be adopted.

That S. B. No. 45 do pass as amended by your committee, which amendments are attached to said bill. E. D. MATTS, Chairman.

S. B. No. 19 and H. B. No. 28 were placed on the general file.

The amendments reported by the Committee on Towns, Counties and Municipal Corporations to S. B. No. 35 were adopted and the bill was ordered printed.

S. B. No. 44 was ordered printed.

S. B. No. 42 was indefinitely postponed.

S. B. No. 46 was ordered printed.

The amendments offered by the Committee on the Judiciary to H. B. No. 44 were adopted and the bill was placed on the general file.

The amendments offered by the Committee on the Judiciary to H. B. No. 45 were adopted, and the bill was ordered printed.

The following communication was received;

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 9, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of the introduction of bills were given:

By Ash—A bill for an act to amend Section 167 of an act of the Second Legislative Assembly of the State of Montana entitled "An Act Concerning Revenue."

By Logue—A bill to regulate fares on railways in Montana.

By Lockey—A bill to amend sections 7, 8 and 9 of an act entitled "An Act to Create the Office of County Auditor," approved March 7, 1891.

By Logue—A bill for the payment of salary of the Mineral Land Commissioner and contingent expenses of same.

By Murphy—A bill for an act limiting the jurisdiction of Police Magistrates of certain cities.

Bray, A. F., introduced H. J. M. No. 6, memorializing Congress in regard to the sugar industry.

Graves introduced H. J. M. No. 7, memorializing Congress in regard to immigration. Very respectfully,

HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 9, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Goodell, H. B. No. 128—An act to amend section 1541, Chapter 92, Fifth Division, Compiled Statutes of Montana.

By A. F. Bray, H. B. No. 129—An act to create a home for the care of orphans, half orphans, foundlings and destitute children and to provide for its maintenance and management.

By Lawrence, H. B. No. 130—An act to amend section 5 of "An Act Concerning Revenue," edition I of acts of the Second Legislative Assembly of the State of Montana.

S. B. No. 4 has passed the House, and is herewith transmitted.

The Speaker appointed Messrs. Kilgallon, Burrell and Annear as a joint committee to act with a like committee of the Senate to consider the notice received from A. C. Fisk regarding the convention to be held under the auspices of the Pan-American Bi-Metallic League at Washington next month.

The Governor has approved House Bills 55 and 57.

Very respectfully, HENRY J. MEILI, Chief Clerk.

The House history on S. B. No. 4 being imperfect, the Secretary was directed to return the same to the House for correction.

Goddard moved that the Secretary be directed to inform the House that the communication with reference to the appointment of a joint committee respecting the Bi-Metallic League was not accompanied by any concurrent resolution that would authorize like action on the part of the Senate.

Hatch, by consent, without having given previous notice, introduced S. B. No. 49, "A bill for an act to provide for the management and maintenance of the State Prison." Read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

Goddard, by consent, without having given previous notice, introduced S. B. No. 50, for an act to amend an act entitled "An Act Relative to Information in Criminal Cases." Read first and second times and referred to the Committee on the Judiciary.

Hoffman gave notice of "A bill for an act to create the office of State Game and Fish Commissioner."

On motion of McDermott, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: Your Committee on Labor and Capital, which has had under consideration the substitute to H. B. No. 2, beg to report the same back with the recommendation that it be concurred in.

O. F. GODDARD, Chairman.

Substitute for H. B. No. 2 was placed on the general file.

Senators Hoffman and Power were granted a leave of absence until the session of Tuesday, February 14th, and the Secretary was directed to enter upon the Journal that they were paired on all questions of a political nature during the time of the leave granted.

Cullen moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

On motion of Hatch, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Baylies in the chair.

Senate resumed.

The President in the chair.

Baylies, of the Committee of the Whole, reported and asked leave to sit again. Leave was granted.

On motion of Eggleston, the Senate took a recess until 3:30 P. M.

3:30 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

On motion of Eggleston, the Senate took a recess until 4:30 P. M.

4:30 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

On motion of Hatch, the Senate resolved itself into a Committee of the Whole for the further consideration of the general file, Baylies in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration various bills on the general file, beg leave to report the following recommendations:

That S. B. No. 34 do pass as amended.

That substitute for S. B. No. 14 do pass as amended.

That S. B. No. 27 be recommitted to the Committee on Corporations Other than Municipal.

That S. B. No. 39 do pass.

That H. B. No. 6 do pass as amended.

That House Bills Nos. 34 and 35 do pass.

That substitute for H. B. No. 53 as received from the House do pass.

That H. B. No. 58 do pass.

That S. B. No. 40 do pass.

BAYLIES, Chairman.

The report was adopted, and Senate Bills Nos. 34, 14, 39 and 40 and the amendments to H. B. No. 6 were ordered engrossed.

S. B. No. 27 was recommitted to the Committee on Corporations Other than Municipal.

On motion of Hatch, the rules were suspended, S. B. No. 40 was considered engrossed, read a third time by its title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cullen, Eggleston, Goddard, Hatch, Matts, McDermott, Power, Swift—11.

Noes—Folsom, Steele—2.

Absent—Cardwell, Gibson, Hoffman—3.

Title agreed to.

On motion of Cullen, the Senate adjourned until 10:30 A. M. tomorrow.

DAVID MARKS, Secretary.

FORTY-FIRST DAY.

SENATE CHAMBER,
Helena, Montana, February 11, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave: Gibson, Hoffman, Power.

Prayer by the Chaplain.

Journal of fortieth day read and approved.

A petition from citizens of Park County remonstrating against the passage of the bill creating the County of Sweet Grass was referred to the Committee on Towns, Counties and Municipal Corporations.

The following report was received:

Mr. President. Your Committee on Finance and Claims, to whom was referred H. B. No. 82, beg leave to report that we have considered the bill and recommend that it do pass.

BAYLIES, Acting Chairman.

H. B. No. 82 was placed on the general file.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 10, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills have been introduced:

By Ash, H. B. No. 131—An act to amend Section 167 of an act of the Second Legislative Assembly of the State of Montana entitled "An Act Concerning Revenue."

By Logue, H. B. No. 132—An act appropriating money for the payment of salary and expenses of the Mineral Land Commissioner.

By Murphy, H. B. No. 133—An act limiting the jurisdiction of Police Magistrates of certain cities.

By Graves, and by unanimous consent of the House, without previous notice, H. B. No. 134—An act to create the office of City Superintendent of Public Schools and prescribe the qualifications and duties of the persons who shall hold the same.

Also, that Senate Bills Nos. 3, 4 and 6 have been concurred in by the House and that H. B. No. 39 has passed the House and are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 11, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Babcock, H. B. No. 135—An act to provide for the payment of Joseph Hogan for office and traveling expenses as Mine Inspector.

By Babcock, H. B. No. 136—An act to provide for the payment of Bernard Brown for services rendered the State as an expert in examining the books of the State Treasurer and State Auditor.

By Babcock, H. B. No. 137—An act to provide for the payment of G. C. Swallow for office and traveling expenses as Mine Inspector.

By Babcock, H. B. No. 138—An act to provide for the payment of E. W. Knight for money advanced to the Independent Publishing Company for printing and binding the Codes of the State of Montana in accordance with contract therefor.

By Babcock, H. B. No. 139—An act to provide for the payment of J. D. Taylor for supplies furnished the House of Representatives of the first session of the Legislature.

By Babcock, H. B. No. 140—An act to provide for the payment of Horace R. Buck for preparing an index to the acts of the Second Legislative Assembly.

By Babcock, H. B. No. 141—An act to provide for the payment of Martin Maginnis, Mineral Land Commissioner, for salary and contingent expenses for the fiscal year 1892.

By Losee, H. B. No. 142—A bill for an act to provide for the payment of J. P. Blakely for services rendered the State as Custodian in charge of the buildings and lands at Fort Ellis.

By Losee, H. B. No. 143—An act to provide for the payment of the Helena Power and Light Company for electric lights furnished to the First Legislative Assembly of the State of Montana.

By Losee, H. B. No. 144—An act to provide for the payment of Janet C. Kinna for supplies furnished to the State Senate of the First Legislative Assembly.

By Losee, H. B. No. 145—An act to provide for the payment of Douglas Sampson for services rendered the State.

By Losee, H. B. No. 146—An act to provide for the payment of George W. Sproule for services rendered the State as Deputy Clerk of the Supreme Court.

By Graves, H. B. No. 147—A bill for an act to provide for the organization, regulation and discipline of the National Guard of Montana.

Also, that H. B. No. 101 was indefinitely postponed and H. B. No. 50 was laid on the table.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 10, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bill was introduced:

By Scharnikow—A bill entitled "An act concerning the discovery and location of mining claims, the record thereof and the work thereon.

Very respectfully, HENRY J. MEILI, Chief Clerk.

Senate bills Nos. 3, 4 and 6 were ordered enrolled.

H. B. No. 39, "An act to provide for paying of bounties for the killing of certain stock-destroying animals," was read first and second times and referred to the Committee on Stock Growing and Grazing.

On motion of McDermott, the following resolution was adopted:

Resolved by the Senate, the House concurring, That a committee of three be appointed by the Senate, to act with a similar committee from the House, to visit the penitentiary at Deer Lodge, to report as to its condition, and to ascertain whether if any additional buildings or improvements are necessary.

On motion of Buford, in accordance with the foregoing resolution, Senators McDermott, Hatch and Cullen were appointed as the committee on the part of the Senate.

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Brown in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration various bills on the general file, beg leave to report as follows: We recommend that H. B. No. 28 and S. B. No. 19 do pass; substitute for H. B. No. 44 do pass as amended; substitute for H. B. No. 2 be deferred for further consideration; substitute for H. B. No. 82 do pass. BROWN, Chairman.

The report was adopted.

S. B. No. 19 and the amendments to H. B. No. 44 were ordered engrossed.

Substitute for H. B. No. 2 was returned to the general file.

On motion of Goddard, the Secretary was directed to recall from the House the concurrent resolution adopted by the Senate relative to the appointment of a joint committee to visit the State Penitentiary.

On motion of Folsom, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

On motion of Goddard, the concurrent resolution adopted by the Senate relative to the appointment of a joint committee to visit the State Penitentiary was reconsidered, the following amendment was adopted, and as amended the resolution was adopted:

Add to the resolution the words: "And that said committee proceed to Billings and investigate the advantages of said city of Billings for a location for the State Prison, and report as to said advantages and as to the desirability of locating the State Prison at said place."

Leave of absence was granted to McDermott until Tuesday next, and the Secretary was directed to enter upon the Journal that Senators Goddard and McDermott were paired on all subjects of a political nature until the session of Tuesday, February 14th.

Cardwell moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until Monday, February 13th, at 10:30 o'clock A. M. Carried. DAVID MARKS, Secretary.

FORTY-THIRD DAY.

SENATE CHAMBER,
Helena, Montana, February 13, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Hoffman and Power.

Prayer by the Chaplain.

Journal of forty-first day read and approved.

The following communications were received:

Helena, Montana, February 11, 1893.

To the Honorable Lieutenant Governor, A. C. Botkin, President of the Senate of the State of Montana, Helena, Montana:

SIR—At the Irrigation Convention held in Helena, Montana, February 9 and 10, 1893, the report of the majority of the Committee on Irrigation Laws was adopted, petitioning your honorable body that House Bill No. 24, known as the "Huffman Bill," be not passed.

Very respectfully, H. P. ROLFE, President.

S. B. ROBBINS, Secretary.

The communication was referred to the Committee on Irrigation and Water Rights.

A communication received from the President of the Trans-Mississippi Congress with reference to the next meeting of the congress at Ogden, Utah, in April next, was read and referred to the Committee on Federal Relations.

Folsom presented a petition from citizens of Meagher County, praying that a certain portion of that County be annexed to the County of Yellowstone. Read and referred to the Committee on Counties, Towns and Municipal Corporations.

The President announced the signing of H. B. No. 45 and H. J. M. No. 1.

The following report was received:

Mr. President: Your Committee on Grazing and Stock Growing, to whom was referred H. B. No. 39, beg leave to report it back with the accompanying amendment, and as so amended recommend that it be concurred in. BAYLIES, Chairman.

The amendments to H. B. No. 39 were adopted and the bill was placed on the general file.

Senators Goddard and McDermott, both appearing upon the floor of the Senate, the pair heretofore announced as between them was declared terminated.

On motion of Cardwell, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Swift in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom was referred the substitute for H. B. No. 2, beg leave to report it back with the recommendation that it do pass; that H. B. No. 39 be referred to the Committee on Stock Growing and Grazing.

RENO SWIFT, Chairman.

The report was adopted and H. B. No. 39 was recommitted to the Committee on Stock Growing and Grazing.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 11, 1893.

Mr. President: I am directed by the House to inform your honorable body that the House has adopted the following:

Resolved by the House, That a committee of five be appointed by

the House, to act with a similar one from the Senate, to visit the penitentiary at Deer Lodge, to report as to its condition, to ascertain if any additional buildings or improvements are necessary, and also to visit the city of Billings and to report as to a prospective site for the State Penitentiary to be located at that place.

In conformity with the foregoing resolution the House has appointed Messrs. Van Cleve, Coder, Metzel, Graves and Butler as such committee.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 11, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Lockey, H. B. No. 148—An act to amend Sections 7 and 9 of an act entitled, "An act to create the office of County Auditor."

By Goodell, H. B. No. 149—An act to prohibit the selling, giving or furnishing of tobacco in any of its forms to certain minors and provide a penalty therefor.

By Goodell, H. B. No. 150—An act concerning neglected wire fences.

By A. F. Bray, H. B. No. 151—An act to add another Section to Chapter 51, referring to the Statutes of Montana, which shall be known as Section 931, relating to Constables.

By A. F. Bray, H. B. No. 152—An act to amend Second 473, Second Division of the Compiled Statutes of Montana, relating to legacies.

By Winter, H. B. No. 153—An act to authorize the Attorney-General to appoint a deputy.

By Burrell, H. B. No. 154—Without previous notice and by unanimous consent of the House—A bill for an act to amend Chapter I, of the Probative Practice Act, Second Division, Laws of Montana.

By Lockey, House Joint Memorial No. 8—To authorize Mr. Arthur W. Ide to prepare and publish an official map of Montana. Also that the following notices of the introduction of bills were given:

By Lockhart—A bill for an act to regulate and limit the number of witnesses which may be subpœnaed in criminal cases and proceedings before Justices of the Peace, and other inferior courts and magistrates.

By Graves—A bill for an act entitled "An act to amend Sections 1925 and 1926, Fifth Division of the Compiled Statutes of Montana."

Also, that House Bills Nos. 23 and 52 were passed by the House and are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

On motion of Goddard, the Senate concurred in H. J. R. in reference to the appointment of a committee to visit the State Penitentiary, etc.

On motion of Steele, Senators Buford and Folsom were added to the committee which was appointed on Saturday last in reference to the visiting of the Penitentiary.

H. B. No. 53 was read a third time, and, on motion of Gibson, the bill was re-referred to the Committee on Finance and Claims for the purpose of amendment.

On motion of Steele, the rules were suspended, H. B. No. 58 was read a third time by title and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Matts, McDermott, Steele, Swift—14.

Noes—None.

Absent—Hoffman, Power—2.

Title agreed to.

On motion of Steele, the rules were suspended, H. B. No. 35 was read a third time by title and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Matts, McDermott, Steele, Swift—14.

Noes—None.

Absent—Hoffman, Power—2.

Title agreed to.

On motion of Steele, H. B. No. 34 was read a third time by title, under suspension of the rules, and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Matts, McDermott, Steele, Swift—14.

Noes—None.

Absent—Hoffman, Power—2.

Title agreed to.

H. B. No. 82 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Matts, McDermott, Steele, Swift—14.

Noes—None.

Absent—Hoffman, Power—2.

Title agreed to.

H. B. No. 28 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Matts, McDermott, Steele, Swift—14.

Noes—None.

Absent—Hoffman, Power—2.

Title agreed to.

On motion of Steele, the rules were suspended, substitute for H. B. No. 2 was read a third time by title and was concurred in by the following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Folsom, Goddard, Hatch, Matts, McDermott, Swift—11.

Noes—Buford, Gibson, Steele—3.

Absent—Hoffman, Power—2.

Title agreed to.

Cullen moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following reports were received:

Mr. President: We, your Committee on Printing, to whom was referred Senate Bills Nos. 32, 36, 37 and 43, beg leave to report same as being correctly printed. T. P. CULLEN, Chairman.

Mr. President: Your Committee on Enrollment, to whom was referred Senate Bills Nos. 3 and 6, beg leave to report the bills as being correctly enrolled, and the same are herewith presented to you for your signature. T. P. CULLEN, Chairman.

Senate Bills Nos. 43, 37, 36 and substitute for S. B. No. 32 were placed on the general file.

The President announced the signing of Senate Bills Nos. 3 and 6.

On motion of Cullen, the Senate adjourned until 10:30 A. M. tomorrow. DAVID MARKS, Secretary.

FORTY-FOURTH DAY.

SENATE CHAMBER,
Helena, Montana, February 14, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of forty-third day read and approved.

The following reports were received:

Mr. President: Your Committee on Engrossment beg leave to report Senate Bills Nos. 34, 39 and 19 and amendments to House Bills Nos. 6 and 44 as being correctly engrossed.

HATCH, Chairman.

Mr. President: The Committee on Finance and Claims, to whom was referred House Bills Nos. 56 and 105, beg leave to report the same back recommending that they do pass.

HOFFMAN, Chairman.

Mr. President: Your Committee on Grazing and Stock Growing, to whom was re-referred H. B. No. 39, beg leave to report the same back with accompanying amendments, and, as amended, recommend that it be concurred in. BAYLIES, Chairman.

Mr. President: Your Committee on Privileges and Elections, to whom was referred S. B. No. 48, beg leave to report it back with the recommendation that it do pass. STEELE, Chairman.

House Bills Nos. 56 and 105 were placed on the general file.

The amendments reported by the Committee on Grazing and Stock Growing to H. B. No. 39 were, on motion of Folsom, adopted, and the bill was placed on the general file.

S. B. No. 48 was ordered printed.

The following communication was received;

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 13, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of the introduction of bills have been given:

By Murphy—A bill to provide a great seal for the State of Montana.

By Losee—A bill to provide for the payment of C. H. McSherry for services rendered the State of Montana.

By Babcock—A bill to provide for the payment of H. S. Howell for services rendered the State of Montana as clerk for the Board of Land Commissioners.

By Babcock—A bill to provide for the payment of Barnard Brown for services rendered the State in examining the books of the State Treasurer and Auditor.

By Babcock—A bill to provide for the payment of Barnard Brown and others for rent of legislative halls, labor performed thereon and supplies furnished for same.

By Babcock—A bill to provide for the payment of the Helena Independent for printing and binding the official reports of the several State officers for 1892.

By Losee—A bill to provide for the payment of R. P. Stout for services rendered the State as Private Secretary for the Governor.

By Losee—A bill to provide for the payment of John E. Lloyd and John M. Ramsey for services rendered the State.

By Monteath—A bill amendatory of sections 550 and 551, Fifth Division, General Laws.

By Committee on Public Lands—A bill for an act to provide for the sale of timber lands belonging to the State.

By Burke—A bill for an act to amend sections 2 and 3 of an act entitled "An Act to Establish a Territorial Board of Inspection for Steam Boilers and for the Examination and Licensing of Engineers," approved March 14, 1889.

House Bills Nos. 63 and 84 have been indefinitely postponed.

Also, that H. J. M. No. 4 and House Bills Nos. 51 and 62 have passed the House and are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

Steele, by consent, without giving previous notice, introduced S. B. No. 51, "An act to create a State Board of Health and Bureau of Vital Statistics to take precautionary measures to prevent the introduction of cholera and other epidemic diseases." Read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

H. B. No. 52, "An act to create the County of Blaine, to define its boundaries and provide for its organization and the election of officers," was read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

H. B. No. 23, "An act to establish a State normal school at Dillon,

in the [illegible] of Beaverhead, State of Montana," was read first and [illegible] and referred to the Committee on Education.

H. J. M. No. 4, "A memorial for survey of lands," was read first and second times and referred to the Committee on Public Lands.

H. B. No. 51, "An act to prevent the corrupt solicitation of members of the Legislative Assembly and other public officers," was read first and second times and referred to the Committee on the Judiciary.

H. B. No. 62, "An act entitled an act to create a lien for the service of stock horses," was read first and second times and referred to the Committee on Agriculture and Manufactures.

Buford gave notice of "A bill to create a home for the care of orphans, foundlings and destitute children, and provide for its maintenance and management."

On motion of Hatch, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: We, your Committee on Printing, to whom was referred S. B. No. 30, beg leave to report the same back as being correctly printed. T. P. CULLEN, Chairman.

Mr. President: Your Committee on Enrollment beg leave to report that Senate Bills Nos. 3, 6 and 16 were presented to His Excellency the Governor on February 13th at 3:30 o'clock P. M.

T. P. CULLEN, Chairman.

Mr. President: We, your Committee on Enrollment, to whom was referred S. B. No. 4, beg leave to report the bill as being correctly enrolled, and the same is herewith presented to you for your signature. T. P. CULLEN, Chairman.

S. B. No. 30 was placed on the general file.

The President announced the signing of S. B. No. 4.

The following report was received:

Mr. President: Your Committee on Engrossment beg leave to report the substitute for S. B. No. 14 as correctly engrossed.

HATCH, Chairman.

Cullen moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

On motion of McDermott, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Gibson in the chair.

Senate resumed.

The President in the chair.

The President announced the signing of House Bills Nos. 58, 82, 35, 28, 34 and 2.

The following report was received:

Mr. President: Your Committee of the Whole, to who was referred various bills on the general file, beg leave to report with the following recommendations: That

S. B. No. 43 be indefinitely postponed.

S. B. No. 37 do pass.

S. B. No. 36 do pass.

S. B. No. 32 and the substitute reported therefor by the Committee on Counties, Towns and Municipal Corporations be made a special order for to-morrow afternoon.

H. B. No. 56 be concurred in.

H. B. No. 105 be concurred in.

H. B. No. 39 be concurred in as amended by the Senate.

GIBSON, Chairman.

Senate Bills Nos. 37, 36 and the amendments to H. B. No. 39 were ordered engrossed.

S. B. No. 43 was indefinitely postponed.

On motion of Baylies, the rules were suspended, substitute for S. B. No. 14 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Swift—14.

Noes—None.

Absent—Power, Steele—2.

Title agreed to.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, February 14, 1893.

To the Honorable President and Members of the Senate.

GENTLEMEN—I have the honor to inform you that I have this day approved and signed Senate Bill No. 16, being "An act to amend an act entitled 'An Act to Amend Section 1950 of the Fifth Division of the Compiled Statutes of Montana, Concerning School Bonds.'"

Respectfully, J. E. RICKARDS, Governor.

On motion of Hoffman, the rules were suspended, S. B. No. 19 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—15.

Noes—None.

Absent—Steel—1.

Title agreed to.

S. B. No. 34 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—15.

Noes—None.

Absent—Steele—1.

Title agreed to.

S. B. No. 39 was read a third time and passed by the following vote;

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—15.

Noes—None.

Absent—Steele—1.

Title agreed to.

H. B. No. 6 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—15.

Noes—None.

Absent—Steele—1.

Title agreed to.

H. B. No. 44 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Swift—14.

Noes—None.

Absent—Hatch, Steele—2.

Title agreed to.

H. B. No. 56 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Swift—14.

Noes—None.

Absent—Hatch, Steele—2.

Title agreed to.

H. B. No. 105 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Swift—14.

Noes—None.

Absent—Hatch, Steele—2.

Title agreed to.

On motion of Cardwell, the Senate adjourned until 10:30 A. M. tomorrow.

DAVID MARKS, Secretary.

FORTY-FIFTH DAY.

SENATE CHAMBER,
Helena, Montana, February 13, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of forty-fourth day read and approved.

A petition was presented by Power remonstrating against the creation of Blaine County, which was read and referred to the Committee on Counties, Towns and Municipal Corporations.

The following reports were received:

Mr. President: Your Committee on Public Lands, who have had under consideration H. J. M. No. 4, beg leave to report the same back and recommend that it be concurred in. BUFORD, Chairman.

Mr. President. The Committee on Public Buildings, Hospitals and Asylums have had under consideration Senate Bills Nos. 49, 33 and 51, and beg leave to report the same back with the recommendation that they be indefinitely postponed. HOFFMAN, Chairman.

Mr. President: The Committee on Public Buildings, Hospitals and Asylums have had under consideration S. B. No. 47, and beg leave to report the same back with the recommendation that it do pass. HOFFMAN, Chairman.

Hoffman moved to adopt the report of the Committee on Public Buildings, Hospitals and Asylums, recommending the indefinite postponement of Senate Bills Nos. 33, 49 and 51.

Matts amended the motion by ordering S. B. No. 33 printed. Amendment adopted.

The motion of Hoffman as amended prevailed, and Senate Bills Nos. 49 and 51 were indefinitely postponed.

S. B. No. 47 was ordered printed.

The following reports were received:

Mr. President: Your Committee on Printing, to whom was referred Senate Bills Nos. 44 and 45, beg leave to report the same back correctly printed. T. P. CULLEN, Chairman.

Senate Bills Nos. 44 and 45 were placed on the general file.

Buford introduced S. B. No. 52, "An act to provide a home for the care and education of orphans, foundlings and destitute children, and to provide for its maintenance and management." Read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

Notices of the introduction of bills were given as follows:

By Power—"A bill for an act relative to sureties over undertakings and bonds."

By Goddard—"A bill for an act to provide for the incorporation of companies to do the business of accidental insurance on the assessment plan, and to control such companies of this State and of other States doing business in this State."

On motion of Cardwell, S. B. No. 30 was made a special order for Wednesday, February 22d.

The following report was received:

Mr. President. The Committee on Education, to whom was referred H. B. No. 23, have had the same under consideration, and beg leave to report it back without recommendation.

GIBSON, Chairman.

H. B. No. 23 was placed on the general file.

On motion of Hatch, the Senate resolved itself into a Committee of the Whole for the consideration of the general file. Cullen in the chair.

Senate resumed.

The President *pro tem.* in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom was referred H. J. M. No. 4 and H. B. No. 23, beg leave to report the same back with the recommendation that they be concurred in.

T. P. CULLEN, Chairman.

On motion of Steele, the report was adopted.

On motion of Steele, the Senate took a recess for ten minutes.

Senate resumed.

The President *pro tem.* in the chair.

Roll called—Quorum present.

Cullen moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President *pro tem.* in the chair.

Roll called—Quorum present.

On motion of Steele, the rules were suspended, H. B. No. 23 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—15.

Noes—None.

Absent—Baylies—1.

Title agreed to.

On motion of Buford, the rules were suspended, H. J. M. No. 4 was read a third time by title and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—16.

Noes—None.

Title agreed to.

The following report was received:

Mr. President: The Committee on Public Buildings, Hospitals and Asylums have had under consideration S. B. No. 52, and beg leave to report the same back without recommendation.

HOFFMAN, Chairman.

S. B. No. 52 was ordered printed.

Hoffman, by consent, introduced S. B. No. 53—"A bill for an act to authorize the State Board of Education to select lands from the school lands and other public lands of the State for the uses and purposes of the educational institutions of the State." Read first and second times and referred to the Committee on Public Lands.

On motion of Hatch, S. B. No. 32 and the substitute reported therefor, which were made a special order for to-day, were returned to the general file.

On motion of Goddard, the Senate adjourned until 10:30 A. M. tomorrow. DAVID MARKS, Secretary.

FORTY-SIXTH DAY.

SENATE CHAMBER,
Helena, Montana, February 16, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President *pro tem.* in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of forty-fifth day read and approved.

The following reports were received:

Mr. President: The Committee on Finance and Claims have had under consideration substitute for H. B. No. 53, and beg leave to report the same back and recommend that it be concurred in.

HOFFMAN, Chairman.

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 100, and beg leave to report the same back with the recommendation that it be concurred in.

HOFFMAN, Chairman.

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 75, and beg leave to report the same back with the recommendation that it do not pass, for the reason that it is unconstitutional. HOFFMAN, Chairman.

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 78, and beg leave to report the same back with an amendment, and, as amended, recommend that it do pass. HOFFMAN, Chairman.

Mr. President: Your Committee on Public Lands, to whom was referred S. B. No. 53, having had the same under consideration, hereby report the same back and recommend its favorable consideration. BUFORD, Chairman.

Mr. President: Your Committee on Corporations Other than Municipal, to whom was re-referred S. B. No. 27, beg leave to report the same back with certain amendments which accompany the bill, and as thus amended the committee recommends that the bill do pass.

EGGLESTON, Chairman.

Mr. President: Your Committee on Engrossed Bills herewith return S. B. No. 36 and S. B. No. 37 correctly engrossed, and H. B. No. 39 with Senate amendments correctly engrossed.

HATCH, Chairman.

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 52, entitled

"An act to create the County of Blaine, to define its boundaries and provide for its organization and the election of officers," have had the same under consideration and beg leave to report the same back without any recommendation. CARDWELL, Chairman.

Mr. President. Your Committee on Judiciary, to whom was referred Senate Bills Nos. 29 and 50 and House Bills Nos. 51 and 73, have had the same under consideration and beg leave to submit the following report:

We recommend that S. B. No. 29 do pass as amended by your committee, said amendments being attached to said bill.

We recommend that S. B. No. 50 be indefinitely postponed.

We further recommend that House Bills Nos. 51 and 73 be concurred in. E. D. MATTS, Chairman.

House Bills Nos. 53, 101, 75, 52, 51 and 73 were placed on the general file.

The amendments offered by the Committee on Finance and Claims to H. B. No. 78 were adopted and the bill was placed on the general file.

S. B. No. 53 was ordered printed.

The amendments reported by the Committee on Corporations Other than Municipal on S. B. No. 27 were adopted and the bill was placed on the general file.

The amendments reported by the Committee on the Judiciary to S. B. No. 29 were adopted and the bill was placed on the general file.

On motion of Buford, S. B. No. 50 was indefinitely postponed.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 14, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of the introduction of bills were given:

By Scharnikow—A bill entitled "An act fixing the fees to be charged and collected by the Clerks of the District Courts for the use of their respective Counties."

By Graves—A bill for an act to amend an act entitled "An Act to Regulate the Practice of Medicine in the Territory of Montana, and to Provide for the Examination and Issuing of Certificates to Persons Desirous of Practicing the Same, and for the Punishment of Persons Violating the Provisions of this Act," approved February 28, 1889.

By Tallant—A bill for an act entitled "An act providing for the creation of the office of Game and Fish Commissioners."

By Carpenter—A bill entitled "An act to amend section 1448 of the Fifth Division of the Compiled Statutes of Montana."

By Walkup—A bill providing for the appropriation of certain money for the benefit of the Montana State Firemen's Associations.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 14, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Burke, H. B. No. 156—An act to amend an act entitled "An Act to Establish a Territorial Board of Inspection of Steam Boilers and for the Examination and Licensing of Engineers," approved March 4, 1889.

By Lockhart, H. B. No. 157—An act to regulate criminal proceedings.

By Tallant, and by unanimous consent of the House without previous notice, H. B. No. 158—An act to authorize County Attorneys to issue subpœnas and compel the attendance of witnesses in certain cases.

By Monteath, H. B. No. 159—An act to amend Sections 550 and 551 of the Fifth Division, Compiled Statutes of Montana, relative to trustees of savings associations and savings banks.

By the Committee on Public Lands, H. B. No. 160—An act to provide for the sale of timber lands belonging to the State.

By Murphy, H. B. No. 161—An act providing for a great seal of the State of Montana and describing the same.

By Babcock, H. B. No. 161—An act to provide for the payment of the Independent Publishing Company for services rendered the State.

By Babcock, H. B. No. 163—An act to provide for the payment of Bernard Brown for services rendered the State.

By Babcock, H. B. No. 164—An act providing for the payment of H. S. Howell for services rendered the State.

By Babcock, H. B. No. 165—An act to provide for the payment of various persons for services rendered the State of Montana.

By Losee, H. B. No. 166—An act to provide for the payment of C. J. McHenry, as the administrator of the estate of D. T. McDevitt, for services rendered the State by D. T. McDevitt, deceased.

By Losee, H. B. No. 167—An act to provide for the payment of B. P. Stout for services rendered the State.

By Losee, H. B. No. 168—An act to provide for the payment of John E. Lloyd and John M. Ramsey for transportation and board of convicts.

By Scharnikow, H. B. No. 169—An act concerning the location of mining claims, the records thereof and the work thereon.

By Babcock, H. B. No. 170—An act to appropriate money to provide for the payment of certain persons for services rendered the State.

By Babcock, H. B. No. 171—An act to appropriate money for the payment of certain persons for supplying, furnishing and fitting up rooms for the meeting of the Legislature.

By Losee, and by unanimous consent of the House, without previous notice, H. B. No. 172—An act to appropriate money for the payment of the Western Union Telegraph Co.

By Losee, H. B. No. 173—An act to appropriate money for the payment of certain persons for publishing notices of pardons by the direction of the State Board of Pardons.

By Bach, H. B. No. 174—An act to prevent debtors from giving preference to creditors and to secure equal distribution of the property of the debtors among their creditors, and for the release of debts against debtors.

Also, that the Governor has approved H. B. No. 1 and House Joint Memorials Nos. 1, 2 and 3. Very respectfully,

HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 15, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Scharnikow, H. B. No. 175—An act fixing the fees to be charged and collected by Clerks of the District Courts for the use of their respective Counties.

By Babcock, H. B. No. 177—An act to appropriate money for the payment of bounties for the killing of certain stock-destroying animals.

By Tallant, H. B. No. 177—An act providing for the creation of the office of Game and Fish Commissioners.

By Carpenter, H. B. No. 178—An act to amend Section 1448 of the Fifth Division of the Compiled Statutes of Montana.

By Carpenter, H. B. No. 179, without previous notice—An act to amend Section 498, Chapter VIII, First Division of the Compiled Statutes of Montana.

By Carpenter, H. B. No. 180—An act to amend Section 6, Chapter I, Third Division of the Compiled Statutes of Montana.

By Monteath, H. B. No. 181—An act to amend Sections 201 and 202 of an act entitled "An Act Concerning Revenue," approved March 6, 1891.

By Monteath, H. B. No. 182—An act to repeal Section 1078, Fifth Division, General Laws.

By Monteath, H. B. No. 183—An act providing for the transportation of prisoners to the State Prison and to regulate the expenses therefor.

By Walkup, H. B. No. 184—An act appropriating money to defray the expenses of the Montana State Firemen's Associations.

By Graves, H. B. No. 185—An act to amend an act entitled "An Act to Regulate the Practice of Medicine in the Territory of Montana, and to Provide for the Examination and Issuing of Certificates to Persons Desirous of Practicing the Same, and for the Punishment of Persons Violating the Provisions of this Act," approved February 28, 1889.

H. B. No. 47 has passed the House and is herewith transmitted:

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 15, 1893.

Mr. President: I am directed by the House to inform your honorable body that the Governor has to-day approved and signed House Bills Nos. 82, 58, 34, 35 and 28.

Also, that the House has concurred in the Senate amendments to H. B. No. 44, and has not concurred in the Senate amendments to H. B. No. 6, and that Messrs. Bach, Tallant and Carpenter were appointed as a Conference Committee on H. B. No. 6, and request the Senate to appoint a like committee.

Also, that the following notice of the introduction of a bill has been given:

By Rose—A bill fixing the penalty for the crime of burglary.

Very respectfully, HENRY J. MEILI, Chief Clerk.

The question being put, "Shall the Senate recede from its amendments to H. B. No. 6?" the Senate refused to recede.

Power introduced S. B. No. 54—"An act relative to sureties on undertakings and bonds." Read first and second times and referred to the Committee on Corporations Other than Municipal.

H. B. No. 47, "An act to amend Sections 3 and 4 of an act entitled 'An Act Concerning Compensation of County, District and Township Officers,' approved March 6, 1891," was read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

Notices of the introduction of bills were given as follows:

By Cullen—"A bill for an act to amend Section 1353 of the Fifth Division of the Compiled Statutes of Montana, regulating license on toll roads, bridges, ferries, water companies and other corporations not otherwise specified."

By McDermott—"A bill entitled an act to amend the General Municipal Incorporation act.

On motion of Goddard, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President *pro tem.* in the chair.

Roll called—Quorum present.

Cullen moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M.

Carried.

2 P. M.

Senate resumed.

The President *pro tem.* in the chair.

Roll called—Quorum present.

The President *pro tem.* announced the signing of House Bills Nos. 105, 44 and 56.

On motion of Hatch, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Steele in the chair.

Senate resumed.

The President *pro tem.* in the chair.

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Baylies in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration various bills on the general file, beg leave to report the following recommendations:

That S. B. No. 44 do pass.

That S. B. No. 45 do pass as amended.

That House Bills Nos. 51, 73, 100, 78 and substitute for H. B. No. 53 be concurred in.

That H. B. No. 75 be not concurred in.

That substitute for S. B. No. 32 be adopted in lieu of the original bill, be considered engrossed and placed on file for third reading.

That H. B. No. 52 do not pass. BAYLIES, Chairman.

The report was adopted.

Senate Bills Nos. 44 and 45 were ordered engrossed.

Eggleston moved that the Senate adjourn until 10:30 A. M. to-morrow. Motion lost.

On motion of Steele, the rules were suspended, substitute for S. B. No. 32 was considered engrossed, read a third time by title and lost by the following vote:

Ayes—Brown, Eggleston, Gibson, Goddard, Hatch, Hoffman, Matts—7.

Noes—Baylies, Buford, Cardwell, Cullen, Folsom, McDermott, Power, Steele, Swift—9.

On motion of Power, the rules were suspended, H. B. No. 52 was read a third time and the bill was not concurred in by the following vote:

Ayes—Eggleston, Gibson, Goddard, Hatch—4

Noes—Baylies, Brown, Buford, Cardwell, Cullen, Folsom, Hoffman, Matts, McDermott, Power, Steele, Swift—12.

On motion of Cardwell, the Senate adjourned until 10:30 A. M. to-morrow. DAVID MARKS, Secretary.

FORTY-SEVENTH DAY.

SENATE CHAMBER,
Helena, Montana, February 16, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of forty-sixth day read and approved.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, February 16, 1893.

To the Honorable President and Members of the Senate.

Gentlemen: I have the honor to inform you that I have this day approved and signed S. B. No. 6, being "An act providing for the location and establishment of the Agricultural College of the State of Montana, and an agricultural experimental station in connection therewith, enumerating its objects and purposes, dedicating lands for the

use of the same, providing for the government and control thereof and accepting and adopting the provisions, donations and benefits contained in the acts of Congress relating thereto." Respectfully,

J. E. RICKARDS, Governor.

A communication was read from a committee representing the citizens of Teton County conveying their thanks for the passage of the bill for the creation of said county.

The following reports were received:

Mr. President: Your Committee on Printing to whom was referred Senate Bills Nos. 35 and 46, beg leave to report the same back correctly printed. T. P. CULLEN, Chairman.

Mr. President. Your Committee on Enrollment beg leave to report that S. B. No. 4 was presented to His Excellency the Governor, at 4:35 P. M., February 14th. T. P. CULLEN, Chairman.

Senate Bills Nos. 35 and 46 were placed on the general file.

Hoffman, by consent, without having given previous notice, introduced S. B. No. 55—"For an act authorizing the ceding of certain jurisdiction." Read first and second times and referred to the Committee on the Judiciary.

Bills were introduced as follows:

By McDermott, S. B. No. 56—"A bill for an act to amend Chapter XXII, Fifth Division of Compiled Statutes of Montana, relating to municipal corporations, and amendments thereto, approved September 18, 1887, and also amendments thereto, approved March 14, 1889." Read first and second times, rules suspended, and referred to the Committee on Printing.

By Cullen, S. B. No. 57—"A bill for an act to amend Section 1353 of the Fifth Division of the Compiled Statutes of Montana, and regulating the license to be collected from toll roads, bridges and water companies." Read first and second times and referred to the Committee on Roads, Highways and Bridges.

Steele moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Introduction of bills.

By Goddard, S. B. No. 58—"A bill for an act to provide for the incorporation of companies to do the business of accident insurance on the assessment plan, and to control such companies of this State and of other States doing business in this State." Read first and second times and referred to the Committee on Corporations Other than Municipal.

On motion of McDermott, the Senate returned to the order of business, "Messages from the House."

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 16, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Tallant, H. B. No. 186, without previous notice—An act to amend Section 1907, Fifth Division of the Compiled Statutes, concerning the apportionment of school moneys.

By Graves, H. B. No. 187—A bill for an act amending Sections 1925 and 1926, Fifth Division of the Compiled Statutes of Montana.

Also, that the Governor has approved H. B. No. 16, and that House Bills Nos. 66, 72, 92, 97 and 102 have passed the House and are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

H. B. No. 66 was read a first and second time and referred to the Committee on Education.

H. B. No. 72 was read a first and second time and referred to the Committee on Education.

H. B. No. 92 was read a first and second time and referred to the Committee on Education.

H. B. No. 97 was read a first and second time and referred to the Committee on Finance and Claims.

H. B. No. 102 was read a first and second time and referred to the Committee on Corporations Other than Municipal.

The following notices of the introduction of bills were given:

Helena, Montana, February 17, 1893.

I hereby give notice that on to-morrow, or some subsequent day, I will introduce a bill for an act to enable Counties and Cities to issue and dispose of bonds thereof for sanitary purposes and the preservation of the health of the people. McDERMOTT.

Mr. President: I hereby give notice that I will on to-morrow, or some subsequent day, introduce a bill for an act concerning licenses.

GIBSON.

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file. McDermott in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom was referred Senate Bills Nos. 27 and 29, report same back with amendments, and recommend that they do pass as amended.

McDERMOTT, Chairman.

On motion of Buford, the report was adopted and Senate Bills Nos. 27 and 29 were ordered engrossed.

Senator Folsom was granted leave of absence for the remainder of the day.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, February 17, 1893.

To the Honorable President and Members of the Senate:

Gentlemen: I have the honor to inform you that I have this day approved and signed S. B. No. 4, being "An act to provide for the location, incorporation, establishment, maintenance, management and support of the Montana School of Mines." Respectfully,

J. E. RICKARDS, Governor.

On motion of Hoffman, the rules were suspended, H. B. No. 39 was read a third time by title and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Gibson, Goddard, Hatch, McDermott, Power, Swift—11.

Noes—Hoffman, Matts—2.

Absent—Eggleston, Folsom, Steele—3.

Title agreed to.

H. B. No. 73 was read, and by unanimous consent, Goddard offered an amendment. On motion, the rules were suspended, the amendment considered and adopted, and H. B. No. 73 with amendment was referred to the Engrossment Committee for the engrossment of the amendment.

On motion of Baylies, the rules were suspended, H. B. No. 78 was read a third time by title and concurred in as amended by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—13.

Noes—None.

Absent—Eggleston, Folsom, Steele—3.

On motion of Buford, the rules were suspended, H. B. No. 51 was read a third time by title and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Swift—12.

Noes—None.

Absent—Eggleston, Folsom, Hatch, Steele—4.

H. B. No. 100 was read a third time and passed by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Eggleston, Folsom, Hatch, Steele—5.

On motion of Cardwell, the rules were suspended, H. B. No. 75 was read a third time by title and not concurred in by the following vote:

Noes—Baylies, Buford, Cardwell, Cullen, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Swift—11.

Ayes—Brown—1.

Absent—Eggleston, Folsom, Hatch, Steele—4.

On motion of Hoffman, the rules were suspended, substitute for H. B. No. 53 was read a third time by title and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Swift—12.

Noes—None.

Absent—Eggleston, Folsom, Hatch, Steele—4.

On motion of Gibson, the rules were suspended, S. B. No. 36 read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—13.

Noes—None.

Absent—Eggleston, Folsom, Steele—3.

On motion of Goddard, S. B. No. 37 was recommitted to the Committee on the Judiciary, with instructions to report as to its constitutionality.

The following resolution was offered by Senator Matts:

Whereas, The sad news has come to us of the sudden bereavement sustained by Senator Eggleston in the death of his aged father at Fulton, in the State of New York; therefore, be it

Resolved, That the Senate extends to our friend and co-laborer, Senator Eggleston, our most sincere sympathy and condolence in this hour of deep suffering and affliction.

And be it further resolved, That leave of absence be granted him until Monday next, and that the Senate do now adjourn until to-morrow morning at 10 o'clock and 30 minutes.

The resolution was adopted and the Senate adjourned.

DAVID MARKS, Secretary.

FORTY-EIGHTH DAY.

SENATE CHAMBER,
Helena, Montana, February 18, 1893.

Senate met pursuant to adjournment.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of forty-seventh day read and approved.

The President gave notice of the signing of H. B. No. 23.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, February 17, 1893.

To the President and Members of the Senate:

GENTLEMEN—I have the honor to inform you that I have this day approved and signed Senate Bill No. 3, being "An act to establish, locate, maintain and govern the University of the State of Montana." Respectfully, J. E. RICKARDS, Governor.

The following reports were received:

Mr. President: We, your Committee on Printing, to whom was referred S. B. No. 52, beg leave to report same back as being correctly printed. T. P. CULLEN, Chairman.

Mr. President: Your Committee on Corporations Other than Municipal, having had under consideration H. B. No. 102, beg leave to report same back with the recommendation that it be concurred in.

Also, S. B. No. 58 is hereby reported back with the recommendation that it do pass. McDERMOTT, Acting Chairman.

S. B. No. 52 was placed on the general file, S. B. No. 58 was ordered printed and H. B. No. 102 was placed on the general file.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 17, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of introduction of bills were given:

By Bach—A bill for an act entitled "An act to amend section 513 of the Fifth Division of the Compiled Statutes of the State of Montana.

By Ash—A bill to establish and define the boundaries between Yellowstone and Park Counties.

By Bray, A. F.—A bill for an act entitled "An act for the regulation of the payment of wages."

By Swett—An act to amend an act entitled "An Act Concerning Compensation of County, District and Township Officers," Laws of Montana, Second Session, 1891.

Also, that the following bills have been introduced:

By A. F. Bray, by consent, without previous notice, H. B. No. 188—An act to create the County of Sweet Grass, defining its boundaries and providing for its organization, and to change the boundaries of Park and Yellowstone Counties.

By Tallant, H. J. M. No. 8—Memorializing Congress in regard to railroads.

By Rose, by consent, without previous notice, H. B. No. 189—An act to amend section 75, Fourth Division, Compiled Statutes of Montana, relative to the crime of burglary.

The Governor has approved House Bills Nos. 2, 45, 44, 56 and 105.

Messrs. Bach, Scharnikow and Tallant were appointed as a Conference Committee on H. B. No. 6, and the House requests that the Senate appoint a like committee. Very respectfully,

HENRY J. MEILI, Chief Clerk.

On motion of Cardwell, the President was directed to appoint a committee of three to act as a Conference Committee with a like committee from the House concerning H. B. No. 6.

The President appointed as such committee Senators Goddard, Buford and Baylies.

The following report was received:

Mr. President: Your Committee on Engrossed Bills herewith return to the Senate S. B. No. 44 correctly engrossed, S. B. No. 45 correctly engrossed as amended; also, amendments to H. B. No. 73 correctly engrossed. HATCH, Chairman.

Bills were introduced as follows:

By Gibson, S. B. No. 59—A bill for an act concerning licenses. Read first and second times and referred to the Committee on Finance and Claims.

By Gibson, by unanimous consent and without previous notice, S. B. No. 60—A bill for an act attaching a portion of Meagher County to the County of Cascade, and changing the boundaries of Meagher and Cascade Counties. Read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

McDermott asked for leave of absence until Tuesday. Leave of absence was granted and the Secretary was directed to note upon the Journal that after the joint session of to-day Senators Swift and McDermott were paired on all questions of a political nature, both in the Senate and Joint Assembly, until Tuesday next.

Senators Hoffman and Power were granted leave of absence until Tuesday next, and the Secretary was directed to enter upon the Journal that Senators Hoffman and Power were paired on all questions of a political nature, both in the Senate and Joint Assembly, until the appearance of both on the floor of the Senate.

On motion of McDermott, the Senate resolved itself into a Committee of the Whole for the consideration of the general file; Goddard in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration, Senate Bills Nos. 35 and 46 and H. B. No. 102, beg leave to report same back with the recommendation that S. B. No. 35 be replaced on the general file, and S. B. No. 46 do pass. H. B. No. 102 be concurred in. GODDARD, Chairman.

On motion of Cullen, the report was adopted.

S. B. No. 35 was returned to the general file.

S. B. No. 46 was referred to the Engrossment Committee and ordered engrossed, and H. B. No. 102 was placed on file for third reading.

On motion of Baylies, the rules were suspended, S. B. No. 44 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—15.

Noes—None.

Absent—Eggleston—1.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 18, 1893.

Mr. President: I am directed by the House to inform your honorable body that Messrs. A. F. Bray, Murphy and Losee were appointed as a joint committee on a design for a State Seal, and request that the Senate appoint a like committee. Very respectfully,

HENRY J. MEILI, Chief Clerk.

On motion of Goddard, the Secretary was directed by the Senate to

inform the House that the appointment of a joint committee can only be authorized by a concurrent resolution.

On motion of Hatch, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee on Engrossed Bills herewith return to the Senate S. B. No. 29 correctly engrossed as amended, and H. B. No. 78 with Senate amendments correctly engrossed.

HATCH, Chairman.

Cullen moved that the Senate proceed to the House for the purpose of holding a joint session, and when the joint assembly dissolve the Senate stand adjourned until 10:30 A. M. Monday. Carried.

DAVID MARKS, Secretary.

FIFTIETH DAY.

SENATE CHAMBER,
Helena, Montana, February 20, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Absent on leave—Hoffman, McDermott, Power, Swift.

Prayer by the Chaplain.

Journal of forty-eighth day read and approved.

Petitions were presented by Baylies from citizens of various places in Fergus County with reference to the passage of a bounty law, which were read and referred to the Committee on Stock Growing and Grazing.

The following reports were received:

Mr. President: The Committee on Agriculture and Manufactures, to whom was referred H. B. No. 62, have considered the same and recommend that it be concurred in. GIBSON, Chairman.

Mr. President. Your Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 60, entitled 'A bill for an act attaching a portion of Meagher County to the County of Cascade, and changing the boundaries of Meagher and Cascade Counties," have had the same under consideration and recommend that the bill do pass. CARDWELL, Chairman.

Mr. President: The Committee on Education, to whom were referred House Bills No. 66 and 72, have had the same under consideration and beg leave to report them back with the recommendation that they be not concurred in. GIBSON, Chairman.

Mr. President. The Committee on Education, to whom was referred H. B. No. 92, have had the same under consideration and beg leave to report it back with the recommendation that it be concurred in. GIBSON, Chairman.

House Bills Nos. 62, 66, 72 and 92 were placed on the general file.

S. B. No. 60 was ordered printed.

Buford gave notice of "A bill to amend Section 7 of an act concerning compensation of county, district and township officers."

On motion of Steele, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Folsom in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom were referred various bills on the general file, beg leave to report the following recommendations:

That Senate Bills Nos. 35 and 52 do pass.

That House Bills Nos. 62 and 92 be concurred in.

That House Bills Nos. 66 and 72 be not concurred in.

D. E. FOLSOM, Chairman.

The report was adopted.

Senate Bills Nos. 35 and 52 were ordered engrossed.

On motion of Baylies, the rules were suspended, S. B. No. 52 was considered engrossed, read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hatch, Steele, Swift—11.

Noes—None.

Absent—Cullen, Hoffman, Matts, McDermott, Power—5.

Title agreed to.

Goddard, by unanimous consent, without having given previous notice, introduced S. B. No. 61—"A bill for an act placing the books, papers and other property of the Historical Society of the State of Montana under control of the State and providing for the appointment of Trustees to manage the same." Read first and second times and referred to the Committee on Libraries.

S. B. No. 45 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hatch, Steele, Swift—11.

Noes—None.

Absent—Cullen, Hoffman, Matts, McDermott, Power—5.

Title agreed to.

On motion of Gibson, the rules were suspended, S. B. No. 29 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hatch, Steele, Swift—11.

Noes—None.

Absent—Cullen, Hoffman, Matts, McDermott, Power—5.

Title agreed to.

H. B. No. 102 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hatch, Matts, Steele, Swift—12.

Noes—None.

Absent—Cullen, Hoffman, McDermott, Power—4.

Title agreed to.

On motion of Goddard, the rules were suspended, H. B. No. 73 was read a third time by title and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hatch, Matts, Steele, Swift—12.

Noes—None.

Absent—Cullen, Hoffman, McDermott, Power—4.

Title agreed to.

The following report was received:

Mr. President: Your Committee on Engrossed Bills herewith return S. B. No. 46 correctly engrossed. HATCH, Chairman.

Steele moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 18, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced:

By Swett, H. B. No. 190—An act to amend an act entitled "An Act Concerning Compensation of County, District and Township Officers."

By A. F. Bray, H. B. No. 191—A bill for an act to regulate the payment of wages.

By A. F. Bray, H. B. No. 192—An act appropriating money for the use and benefit of the State University and other State institutions.

By Bach, H. B. No. 193—An act to amend Section 513 of the Fifth Division, General Laws of the State of Montana, Chapter XXVI.

Also, that the following notice of the introduction of a bill was given:

By Benson—A bill to amend Section 1613, Chapter XLVII, Fifth Division of the Compiled Statutes of Montana, relating to contracting for providing for the poor.

Also, that S. B. No. 12 has been concurred in, as amended, and is herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

On motion of Goddard, the Senate refused to concur in House amendments to S. B. No. 12, and the House was respectfully asked to recede therefrom.

Buford, by instruction of McDermott, introduced S. B. No. 62—"A bill for an act to enable counties and incorporated cities to make contracts for the abatement of injurious and unhealthy smoke and fumes, and to issue bonds and dispose of the same for that purpose."

Read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

On motion of Matts, the rules were suspended, S. B. No. 46 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Matts—10.

Noes—None.

Absent—Hatch, Hoffman, McDermott, Power, Steele, Swift—6.

Title agreed to.

H. B. No. 92 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Matts—10.

Noes—None.

Absent—Hatch, Hoffman, McDermott, Power, Steele, Swift—6.

Title agreed to.

H. B. No. 62 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Matts—10.

Noes—None.

Absent—Hatch, Hoffman, McDermott, Power, Steele, Swift—6.

Title agreed to.

On motion of Gibson, the further consideration of H. B. No. 66 was indefinitely postponed.

On motion of Buford, the further consideration of H. B. No. 72 was indefinitely postponed.

The following report was received:

Mr. President: Your Committee on Finance and Claims, having had under consideration S. B. No. 59, "A bill for an act concerning license," beg leave to report the same with recommendation that it do pass.

BAYLIES, Acting Chairman.

S. B. No. 59 was ordered printed.

On motion of Buford, the Senate took a recess until 3:45 P. M.

3:45 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following reports were received:

Mr. President: The Committee on Finance and Claims have had under consideration House Bills Nos. 79 and 83 and beg leave to report them back with the recommendation that they do pass.

HOFFMAN, Chairman.

Mr. President: Your Committee on Roads, Highways and Bridges, to whom was referred S. B. No. 57, beg leave to report the same back with the recommendation that it do not pass.

BROWN, Chairman.

House Bills Nos. 79 and 83 were placed on the general file.

On motion of Brown, S. B. No. 57 was indefinitely postponed.

On motion of Buford, the Senate adjourned until 10:30 A. M. tomorrow.

DAVID MARKS, Secretary.

FIFTY-FIRST. DAY.

SENATE CHAMBER,
Helena, Montana, February 21, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of fiftieth day read and approved.

The following reports were received:

Mr. President: Your Committee on Libraries, to whom was referred S. B. No. 61, beg leave to report it back with the recommendation that the same do pass. SWIFT, Chairman.

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 62, entitled "A bill for an act to enable Counties and incorporated cities to make contracts for the abatement of injurious and unhealthy smoke, and to issue bonds and dispose of the same for the purpose," have had the same under consideration, and beg leave to report the same back with the recommendation that it do pass. CARDWELL, Chairman.

Mr. President: Your Committee on the Judiciary report on S. B. No. 38, as follows: To amend by striking out on page 2, line 6, in section 3, all after the word "ballot" of said section and insert in lieu thereof the following: "At each general election after the year 1894 there shall be elected one or more Justices of the Supreme Court to fill all vacancies which will occur according to the expiration of their respective terms." Also, insert after the words "a bill" the words "for an act;" also, strike out section 6.

O. F. GODDARD,
C. W. BAYLIES,
PARIS GIBSON,
C. W. HOFFMAN.

Mr. President: Your Committee on Corporations Other than Municipal, to whom was referred S. B. No. 54, have considered the same and beg leave to report the bill back with the recommendation that it do pass. EGGLESTON, Chairman.

Senate Bills Nos. 61, 62 and 54 were ordered printed.

The amendments reported by the Judiciary Committee to S. B. No. 38 were adopted and the bill as amended was ordered printed.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 20, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following bills were introduced (by unanimous consent of the House) without previous notice:

By the Committee on Appropriations and Claims, H. B. No. 194—An act appropriating money for the relief of Charles Z. Pond for services rendered the State of Montana.

By Benson, H. B. No. 195—An act to amend Sections 1613 and 1614, Fifth Division, Compiled Statutes of Montana.

By Lockhart, H. B. No. 196—An act appropriating money to pay for selecting and locating, and the purchase of a site for the State Deaf and Dumb School, and for creating and making proper buildings and improvements thereon.

By Carpenter, H. B. No. 197—An act prescribing the time for commencing actions for the recovery of real property.

By Carpenter, H. B. No. 198—An act to determine conflicting claims to real property, and providing for the actions concerning real estate.

By Committee on Appropriations and Claims, H. B. No. 199—An act appropriating money for the use and benefit of the School of Mines.

H. B. No. 200—An act appropriating money for the use and benefit of the State Normal School.

H. Bill No. 201—An act appropriating money for the use and benefit of the State University.

H. B. No. 202—An act appropriating money for the use and benefit of the Agricultural College.

H. B. No. 203—An act to provide for the payment of T. H. Kleinschmidt for interest on moneys advanced for the payment of the per diem of members of the First Legislative Assembly of the State of Montana.

H. B. No. 204—An act to provide for the payment of the publications of notices of pardon.

H. B. No. 205—An act to provide for the payment of bounties on stock-destroying animals.

H. B. No. 206—An act to provide for labor done and supplies furnished to the Legislative Halls of the Third Session of the Legislative Assembly of the State of Montana.

H. B. No. 207—An act to provide for the payment of T. H. Kleinschmit for moneys advanced in the payment of the per diem of the members of the First Legislative Assembly of the State of Montana.

By C. H. Bray, H. B. No. 208—An act to create the office of State Building Inspector and Supervisor, define his duties and provide for his compensation.

By the Committee on Appropriations and Claims, H. B. No. 209—An act to provide money for services rendered the State.

By Committee on Public Lands, H. B. No. 210—An act to amend Section 2 of an act to provide for the selection, location, appraisal, selling and leasing of State lands, approved March 6, 1891.

Also, that the House has concurred in the Senate amendments to House Bills Nos. 78 and 39, and that H. B. No. 12 has been indefinitely postponed.

The House asked that the Senate recede from its position on House Bills Nos. 52 and 75.

That the following notices of the introduction of bills were given:

By Fleming—A bill on apportionment and representation.

By Benson—A bill for an act to amend Chapter XLVIII of the Compiled Statutes of Montana, relating to public printing.

By C. H. Bray—A bill for an act to create the office of State Building Inspector and Supervisor, and to define his duties and power, and to provide for his compensation.

Very respectfully, HENRY J. MEILI, Chief Clerk.

Buford introduced S. B. No. 63—"A bill for an act to amend an act entitled 'An Act Concerning Compensation of County, District and Township Officers,' approved March 6, 1891." Read first and second times and referred to the Committee on the Judiciary.

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Cardwell in the chair.

Senate resumed.

The President in the chair.

The President announced the signing of House Bills Nos. 53, 100, 51, and H. J. M. No. 4.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration House Bills Nos. 83 and 79, beg leave to report the same back with the recommendation that they be concurred in.

CARDWELL, Chairman.

On motion of Hoffman, the rules were suspended, H. B. No. 83 was read a third time by title and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Steele, Swift—14.

Noes—None.

Absent—Cullen, Hatch—2.

Title agreed to.

On motion of Steele, the rules were suspended, H. B. No. 79 was read a third time and was concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Steele, Swift—14.

Noes—None.

Absent—Cullen, Hatch—2.

Title agreed to.

The following report was received:

Mr. President: Your Committee on Engrossed Bills beg leave to report back S. B. 35, being correctly engrossed.

BUFORD, Acting Chairman.

On motion of Gibson, the rules were suspended, S. B. No. 35 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Steele, Swift—14.

Noes—None.

Absent—Cullen, Hatch—2.

Title agreed to.

On motion of Cardwell, the Senate took a recess until 11:30 A. M.

11:30 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Hoffman moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

FIFTY-SECOND DAY.

SENATE CHAMBER,
Helena, Montana, February 22, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of the fifty-first day read and approved.

The following report was received:

Mr. President: Your Committee on the Judiciary, to whom was referred S. B. No. 63, have had the same under consideration and recommend that it do pass. E. D. MATTS, Chairman.

S. B. No. 63 was ordered printed.

Power, by unanimous consent, without having given previous notice, introduced S. B. No. 64, "An act to create the Thirteenth Judicial District." Read first and second times and referred to the Committee on the Judiciary.

On motion of Cardwell, S. B. No. 30, which was made a special order for this date, was made a special order for March 2d.

Matts, by consent, without having given previous notice, introduced S. B. No. 65—A bill for an act to amend an act entitled "An Act to Create the County of Ravalli, to Define Its Boundaries and to Provide for Its Organization," approved the —— day of February, 1893. Read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

The following report was received:

Mr. President. Your Committee on Printing, to whom were referred Senate Bills Nos. 47, 48, 56, 53, 38, 60, 61 and 62, beg leave to report the same back correctly printed.

T. P. CULLEN, Chairman.

Senate Bills Nos. 47, 48, 56, 53, 38, 60, 61 and 62 were placed on the general file.

On motion of Matts, the rules requiring all Senate bills to remain on the general file for one day after being printed was suspended, and all bills now on the general file were considered in order on this day.

On motion, the Senate resolved itself into a Committee of the Whole, Buford in the chair.

Senate resumed.

The President in the chair.

Hoffman, by consent, without having given previous notice, introduced S. B. No. 66—"A bill for an act to amend an act entitled "An Act Providing for the Better Protection of Fish and Game, and for the Creation of the Office of Game and Fish Warden,' approved February 20, 1889." Read first and second times and referred to the Committee on Fish and Game.

The following report was received:

Mr. President: Your Committee of the Whole, to whom were referred various bills on the general file, beg leave to report with the following recommendations:

That Senate Bills Nos. 47, 53, and 61 do pass.

That S. B. No. 48 be made a special order for February 23.

That S. B. No. 62 do pass; the rules be suspended, the bill considered engrossed and placed upon its final passage.

That S. B. No. 38 do pass as amended.

That S. B. No. 60 do pass as amended.

BUFORD, Chairman.

The report was adopted.

Senate Bills Nos. 47, 53, 61, 38 as amended, and 60 as amended, were ordered engrossed.

S. B. No. 62 was placed on the calendar for a third reading.

S. B. No. 48 was made a special order for to-morrow.

The following report was received:

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 47, entitled an act to amend Sections 3 and 4 of an act entitled "An Act Concerning Compensation of County, District and Township Officers," have had the same under consideration and beg leave to report the same back without recommendation. CARDWELL, Chairman.

H. B. No. 47 was placed on the general file.

Cullen moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate stand adjourned until 10:30 A. M. to-morrow. Carried.

DAVID MARKS, Secretary.

FIFTY-THIRD DAY.

SENATE CHAMBER,
Helena, Montana, February 23, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of fifty-second day read and approved.

On motion of McDermott, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Eggleston in the chair.

Senate resumed.

The President in the chair.

The President announced the signing of House Bills Nos. 23 and 78.

The following report was received:

Mr. President: Your Committee of the Whole, to whom were referred S. B. No. 56 and H. B. No. 47 beg leave to report with the following recommendations:

That S. B. No. 56, with the accompanying amendments, be adopted, and as amended it do pass.

That H. B. No. 47 be concurred in.

EGGLESTON, Chairman.

The report was adopted and S. B. No. 56 was ordered engrossed.

The following report was received:

Mr. President: Your Committee on Engrossed Bills herewith return S. B. No. 61, S. B. No. 27 as amended, S. B. No. 60 as amended, S. B. No. 38 as amended and S. B. No. 53 correctly engrossed.

HATCH, Chairman.

The following communications were received:

GOVERNOR'S OFFICE,
Helena, Montana, February 23, 1893.

To the Honorable President and Members of the Senate:

GENTLEMEN—I hereby nominate, and, by and with the consent of the Senate, appoint, Charles F. Mussigbrod, Deer Lodge County; W. H. Eddy, Silver Bow County, and M. Corbett, Lewis and Clarke County, to constitute the State Board of Arbitration.

Respectfully, J. E. RICKARDS, Governor.

GOVERNOR'S OFFICE,
Helena, Montana, February 23, 1893.

To the Honorable President and Members of the Senate:

GENTLEMEN—I respectfully call your attention to the fact that my predecessor, the Hon. Joseph K. Toole, appointed W. C. Riddell, M. D., a member of the Board of Medical Examiners of Montana, March 12, 1892, to fill the unexpired term of Dr. F. S. Hedger. Dr. Riddell's appointment was for the term expiring December 31, 1898.

On the 6th of April, 1892, Governor Toole appointed C. K. Cole, M. D., to fill a vacancy caused by the resignation of Dr. Atchison, whose term expires December 31, 1897.

I recommend that the appointment of Dr. Riddell to succeed Dr. Hedger and the appointment of Dr. Cole to succeed Dr. Atchison be confirmed by your honorable body. Respectfully,

J. E. RICKARDS, Governor.

On motion of Baylies, the nominations of Charles F. Mussigbrod, W. H. Eddy and M. Corbett were confirmed in open Senate as members of the State Board of Arbitration.

On motion of Cardwell, the nominations of W. C. Riddell, M. D., and C. K. Cole, M. D., were confirmed in open Senate as members of the Board of Medical Examiners of Montana.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 21, 1893.

Mr. President. I am directed by the House to inform your honorable body that Lockhart gave notice of the following bill:

A bill for an act entitled "An act to establish Boards of Police Commissioners for certain cities."

Also, that the following bills were introduced:

By Ash, H. B. No. 211—An act to establish and define the boundary line between Park and Yellowstone Counties.

By C. H. Bray, by unanimous consent, without previous notice, H. B. No. 212—An act regulating the sale of street car and railroad tickets.

By Leech, H. J. M. No. 10—Concerning sectarian appropriations for Indian education.

Also, that House Bills Nos. 108, 109, 37, 76, 17, 123, 8, 64 and H. J. M. No. 5 have passed the House and that S. B. No. 24 has been concurred in by the House and are herewith transmitted.

Also, that H. B. No. 95, "An act to amend section 4 of Article V and sections 2, 3, 4 of Article VI of the Constitution of the State of Montana, in relation to the number and apportionment of State Senators and Representatives" was placed upon its final passage and lost.

Also, that the House refuses to recede from its position on S. B. No. 12, and S. B. No. 12 is herewith transmitted.

Also, that the House has adopted the following joint resolution:

Resolved by the House of Representatives, the Senate Concurring, That a joint committee of three on the part of the House and two on the part of the Senate be appointed by their respective bodies to choose a design for the great seal for the State of Montana.

And that the Speaker appointed Messrs. A. F. Bray, Murphy and Losee in compliance therewith.

Also, that the House has concurred in the Senate amendments to H. B. No. 73.

Very respectfully, HENRY J. MEILI, Chief Clerk.

S. B. No. 24 was ordered enrolled.

On motion of Matts, the Senate respectfully asked the House for a Conference Committee on S. B. No. 12, and the chair appointed as such committee on the part of the Senate Senators Matts and Folsom.

On motion of Matts, the Senate concurred in the House resolution with reference to a committee to choose a design for the great seal for the State of Montana, and the Chair appointed as such committee on the part of the Senate Senators Eggleston and Gibson.

The following reports were received:

Mr. President. Your Committee on Judiciary, to whom was referred S. B. No. 64, have had the same under consideration, and report the same back with the recommendation that it do pass.

E. D. MATTS, Chairman.

Mr. President. We, your Committee on Printing, to whom was referred Senate Bills Nos. 54, 59 and 66, beg leave to report same as being correctly printed. T. P. CULLEN, Chairman.

S. B. No. 64 was ordered printed.

Senate Bills Nos. 54, 59 and 66 were placed on the general file.

S. B. No. 62, under the suspension of the rules, ordered on yesterday, was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—15.

Noes—None.

Absent—Steele—1.

Title agreed to.

S. B. No. 53 was read a third time and passed by the following vote.

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—16.

Noes—None.

Title agreed to.

S. B. No. 38 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Gibson, Goddard, Hatch, Hoffman, McDermott, Power, Swift—12.

Noes—Buford, Folsom, Matts, Steele—4.

Title agreed to.

S. B. No. 60 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele—14.

Noes—Folsom, Swift—2.

Title agreed to.

S. B. No. 61 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—16.

Noes—None.

Title agreed to.

On motion of Steele, the rules were suspended, S. B. No. 27 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—16.

Noes—None.

Title agreed to.

On motion of Folsom, the Senate took a recess for five minutes.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Buford moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

H. B. No. 8, "An act to locate the State Prisons of Montana and to provide for the erection and repairs of prison buildings, and to appropriate money therefor," was read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

H. J. M. No. 5 was read first and second times and referred to the Committee on Mines and Mining.

H. B. No. 109, "An act to provide for the establishment of a Board of Railroad Commissioners and define their powers and duties," was read first and second times and referred to the Committee on Corporations Other than Municipal.

H. B. No. 108, "An act to regulate the receiving and transportation of passengers and freight on railroads in this State," was read first and second times and referred to the Committee on Corporations Other than Municipal.

H. B. No. 37, "An act to provide further protection to game, fur-bearing animals, birds and fish," was read first and second times and referred to the Committee on Fish and Game.

The following report was received:

Mr. President: Your Committee on Engrossed Bills herewith return S. B. No. 56 with the amendments offered by your Committee of the Whole embodied in the original bill, which is now in condition to be considered engrossed. HATCH, Chairman.

On motion of McDermott, the report was adopted, the rules were suspended, S. B. No. 56 was considered engrossed, read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Eggleston, Folsom, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele—13.

Noes—None.

Absent—Cullen, Gibson, Swift—3.

Title agreed to.

H. B. No. 76, "An act to amend section 1908 of the Fifth Division of the Compiled Statutes of the State of Montana," was read first and second times and referred to the Committee on Education.

H. B. No. 17, "An act to legalize certain funding bonds issued by Counties in Montana," was read first and second times and referred to the Committee on the Judiciary.

H. B. No. 123, "An act to create a school for the deaf and dumb, and providing for the location thereof, and also providing for the education and maintenance of the blind therein," was read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

H. B. No. 64, "An act to create the County of Broadwater, to define its boundaries and provide for its organization and government," was read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

S. B. No. 48 having been made a special order for the day, on motion of Cardwell, the Senate resolved itself into a Committee of the Whole for the consideration of the bill. Hoffman in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President. Your Committee of the Whole, to whom was referred S. B. No. 48, beg leave to report the same back with the recommendation that it do pass. HOFFMAN, Chairman.

S. B. No. 48 was ordered engrossed.

A petition was read from citizens of Dawson County praying for the reduction of salaries of County officers. Referred to the Committee on Counties, Towns and Municipal Corporations.

The following reports were received:

Mr. President. Your Committee on Engrossed Bills herewith return S. B. No. 47 correctly engrossed. HATCH, Chairman.

Mr. President: The Committee on Judiciary, to whom was referred S. B. No. 55, have had the same under consideration and report the same back with the recommendation that it do pass.

E. D. MATTS, Chairman.

Mr. President. Your Committee on Judiciary, to whom was referred S. B. No. 37 for a special report as to its constitutionality, beg leave to report that S. B. No. 61 places the absolute control of the Historical Society of Montana in the hands of a board of trustees, to be appointed by the Governor, and if passed by the Legislative Assembly will make said appropriation valid and constitutional. Your committee, therefore, recommend the passage of said bill.

E. D. MATTS, Chairman.

S. B. No. 35 was ordered printed.

S. B. No. 37 was replaced on the calendar for a third reading.

On motion of Goddard, the Senate took a recess until 5 P. M.

5 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The President announced the signing of House Bills Nos. 92, 102, 83, 79, 73, 39 and 62.

The following reports were received:

Mr. President. The Committee on Fish and Game have had under consideration H. B. No. 37, beg leave to report the same back with the recommendation that it do pass. HOFFMAN, Chairman.

Mr. President. The Committee on Public Buildings, Hospitals and Asylums, who have had under consideration, House Bill No. 8, beg leave to report the same back with the recommendation that it do pass. HOFFMAN, Chairman.

Mr. President. Your Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 64, "An act to create the County of Broadwater, to define its boundaries and to

provide for its organization and government," have had the same under consideration and beg leave to report the same back without any recommendation. CARDWELL, Chairman.

Mr. President: Your Committee on Mines and Mining have had under consideration H. J. M. No. 5 and beg leave to report same back with the recommendation that it be concurred in.

McDERMOTT, Chairman.

House Bills Nos. 37, 8, 64 and H. J. M. No. 5 were placed on the general file.

On motion of Hatch, the Senate resolved itself into a Committee of the Whole for the consideration of the general file. Baylies in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom was referred House Bills Nos. 37, 8, 64 and H. J. M. No. 5, beg leave to report the same back with the following recommendations: That H. B. No. 37 be concurred in; H. B. No. 8 be concurred in; H. B. No. 64 be not concurred in, and H. J. M. No. 5 be concurred in.

BAYLIES, Chairman.

The report was adopted.

On motion of Hatch, the Senate adjourned until 10:30 A. M. tomorrow. DAVID MARKS, Secretary.

FIFTY-FOURTH DAY.

SENATE CHAMBER,
Helena, Montana, February 24, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of the fifty-third day read and approved.

The following reports were received:

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 97 and beg leave to report the same back with the recommendation that it do pass.

HOFFMAN, Chairman.

Mr. President: We, your Committee on Printing, to whom was referred S. B. No. 64, beg leave to report same as being correctly printed. T. P. CULLEN, Chairman.

H. B. No. 97 and S. B. No. 64 were placed on the general file.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 23, 1893.

Mr. President: I am directed by the House to inform your honorable body that Swett gave the following notice of the introduction of a bill:

A bill providing for the care and treatment of persons convicted of drunkenness by having them treated by the Keeley Liquor Cure, in lieu of commitment to jail.

That the following bills were introduced:

By Lockhart, H. B. No. 213—An act to establish a Board of Police Commissioners in certain cities.

By A. F. Bray, H. B. No. 214—An act classifying railroads in the State of Montana, prescribing the maximum rate of transportation of passengers over such roads, and fixing penalties for violating the provisions of this act.

By Scharnikow, by consent, without previous notice, H. B. No. 215—An act to amend Subdivision 9, Section 642, First Division, Compiled Statutes of Montana.

By Fleming, by consent, without having given previous notice, H. B. No. 216—A bill for an act to reapportion the State of Montana into representative districts.

By Bach, H. B. No. 217—An act to amend Section 1449 of the Fifth Division of the Compiled Statutes of Montana.

Also, that the Governor has approved House Bills Nos. 51, 53 and 100, and House Joint Memorial No. 4.

Also, that Messrs. Graves, Metzel and Lockhart were appointed as a Conference Committee on S. B. No. 12 and the House amendments thereto.

Also, that House Bills Nos. 67, 81, 96, 74, 80 and 77 were passed and S. B. No. 44 was concurred in and S. B. No. 1 was not concurred in, and they are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

S. B. No. 44 was ordered enrolled.

H. B. No. 67, "An act fixing the qualifications of electors upon questions authorizing the raising of money," was read first and second times and referred to the Committee on the Judiciary.

H. B. No. 80, "An act to amend Sections 12, 14 and 97 of an act entitled 'An Act Concerning Revenue,' approved March 6, 1891, was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 77, "An act appropriating money for the payment of statistics furnished the State by County Assessors for the years 1890, 1891 and 1892," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 74, "An act entitled an act to amend Sections 96, 99, 100, 101, 102, 105, 107 and 121 of an act entitled 'An Act Concerning Revenue,' approved March 6, 1891," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 96, "An act entitled an act to amend Section 302, Third Division of the Compiled Statutes of Montana, relating to trials of persons jointly indicted or informed against for criminal offenses," was read first and second times and referred to the Committee on the Judiciary.

H. B. No. 81, "An act to protect State property," was read first and second times and referred to the Committee on the Judiciary.

The following report was received:

Mr. President: The Committee on Education, to whom was referred H. B. No. 76, having considered the same, beg leave to report it back without recommendation.

GIBSON, Chairman.

H. B. No. 76 was placed on the general file.

On motion of Hoffman, the Senate resolved itself into a Committee of the Whole for the consideration of the general file. Steele in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration various bills on the general file, beg leave to report same back with the following recommendations: That Senate Bills Nos. 66, 64 and 59 do pass, and House Bills Nos. 76 and 97 be concurred in.

STEELE, Chairman.

Senate Bills Nos. 66, 64 and 59 were ordered engrossed.

On motion of Hatch, the Senate took a recess for five minutes.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: Your Committee on Enrollment, to whom was referred S. B. No. 24, beg leave to report the bill as being correctly enrolled, and the same is herewith presented to you for your signature.

T. P. CULLEN, Chairman.

The President announced the signing of S. B. No. 24.

Cullen moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve, the Senate take a recess until 2 P. M.

Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

S. B. No. 37 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Swift—12.

Noes—None.

Absent—Cardwell, Hatch, Power, Steele—4.

Title agreed to.

On motion of Hoffman, the rules were suspended, S. B. No. 47 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Swift—13.

Noes—None.

Absent—Hatch, Power, Steele—3.

Title agreed to.

On motion of Cardwell, the rules were suspended, H. B. No. 47 was read a third time by its title and concurred in by the following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Swift—13.

Noes—Buford—1.

Absent—Power, Steele—2.

Title agreed to.

On motion of Hoffman, the rules were suspended, H. J. M. No. 5 was read a third time by title and was concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleson, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—15.

Noes—None.

Absent—Steele—1.

Title agreed to.

On motion of Baylies, the rules were suspended, H. B. No. 8 was read a third time by its title and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—14.

Noes—Gibson—1.

Absent—Steele—1.

Title agreed to.

On motion of Hoffman, the Senate took a recess for five minutes.

Senate resumed.

The President in the chair.

On motion of Hoffman, the rules were suspended, H. B. No. 37 was read a third time by title and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—15.

Noes—None.

Absent—Steele—1.

Title agreed to.

Baylies moved to indefinitely postpone the further consideration of H. B. No. 64.

Matts moved that the bill be committed to a special committee of five, to be appointed by the Chair, with instructions to report within two days.

The motion prevailed and the Chair appointed as such committee Senators Matts, Folsom, Gibson, Hatch and Cardwell.

H. B. No. 76 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—16.

Noes—None.

Title agreed to.

H. B. No. 97 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—16.

Noes—None.

Title agreed to.

On motion af Hoffman, the Senate took a recess for fifteen minutes.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: Your Committee on Engrossed Bills herewith return S. B. No. 66 correctly engrossed. HATCH, Chairman.

On motion of Hoffman, the rules were suspended, S. B. No. 66 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, Power, Steele, Swift—15.

Noes—None.

Absent—McDermott—1.

Title agreed to.

The following report was received:

Mr. President. Your Committee on Judiciary, to whom were referred House Bills Nos. 17, 67 and 96, have had the same under consideration and beg leave to submit the following report:

Your committee recommend that House Bills Nos. 17 and 67 be concurred in, and that the Senate do not concur in H. B. No. 96.

MATTS, Chairman.

House Bills Nos. 17, 67 and 96 were placed on the general file.

The following report was received:

Mr. President: Your Committee on the Judiciary beg leave to report that it has had under consideration H. B. No. 81, introduced by Coder, entitled "An act to protect State property," and would most respectfully recommend that the same be postponed until the author of the bill returns to his duties in the House of Representatives, in order that he may have an opportunity to be heard upon the objects and merits or demerits of the bill. GODDARD, Acting Chairman.

H. B. No. 81 was placed on the general file.

On motion of Hoffman, the Senate adjourned until 10:30 A. M. tomorrow. DAVID MARKS, Secretary.

FIFTY-FIFTH DAY.

SENATE CHAMBER,
Helena, Montana, February 25, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of fifty-fourth day read and approved.

The following reports were received:

Mr. President: Your Committee on Public Buildings, Hospitals and Asylums, to whom was referred H. B. No. 123, beg leave to report that we have duly considered the same and report it back with accompanying amendments, and, as amended, recommend that the bill be concurred in. HOFFMAN, Chairman.

Mr. President: Your Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 65, "A bill for an act to amend an act entitled 'An Act to Create the County of Ravalli, to define its boundaries and to provide for its organization,'" have had the same under consideration and report the same back without any recommendation. CARDWELL, Chairman.

On motion of Cardwell, the amendments reported by the Committee on Public Buildings, Hospitals and Asylums to H. B. No. 123 were adopted and the bill was placed on the general file.

S. B. No. 65 was placed on the general file.

The following report was received:

To the Senate and House of Representatives of the Third Legislative Assembly:

The undersigned, your Committee on Conference, appointed to consider the House amendments to S. B. No. 12, have had the same under consideration, and beg leave to recommend that the said amendments be not adopted and that the House recede therefrom.

(Signed) E. D. MATTS,
D. E. FOLSOM,
Members on the part of the Senate.

(Signed) S. W. GRAVES,
W. H. LOCKHART,
ALEX. METZEL,
Members on the part of the House.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 24, 1893.

Mr. President: I am directed by the House to inform your honorable body, that the following bills were introduced:

By Benson, H. B. No. 218—An act providing for the advertising and letting of contracts for the furnishing of all county printing, books and stationery, and all supplies for county institutions and offices.

By the Committee on Appropriations and Claims, by unanimous consent, without previous notice, H. B. No. 219—An act appropriating money for the Executive, Legislative and Judicial Departments for the fiscal years ending December 1, A. D. 1893, and December 1, A. D. 1894.

By Scharnikow, H. J. R. No. 3—Directing the delivery to each member of the Third Legislative Assembly of a copy of the Journal of each house, and of laws enacted.

Also, that the House recedes from its position on S. B. No. 12, and that H. B. No. 98, "An act to provide for a State Examiner for the State of Montana, to define his duties and powers, and to provide for his compensation," was indefinitely postponed; and that the Governor has approved House Bills Nos. 23, 78, 73, 79, 83 and 102.

Very respectfully, HENRY J. MEILI, Chief Clerk.

S. B. No. 12 was ordered enrolled.

On motion of Hoffman, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Folsom in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom was referred various bills on the general file, beg leave to report the same back with the following recommendations:

That S. B. No. 64 do pass.

House Bills Nos. 17, 67 and 81 be concurred in.

H. B. No. 96 be not concurred in.

H. B. No. 123 be concurred in as amended.

D. E. FOLSOM, Chairman.

S. B. No. 64 and the amendments to H. B. No. 123 were ordered engrossed.

The following report was received:

Mr. President: Your Committee on Engrossed Bills herewith return Senate Bills Nos. 54 and 59 correctly engrossed.

HATCH, Chairman.

S. B. No. 54 was read a third time and passed by the following vote:

Ayes—Brown, Buford, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Steele, Swift—12.

Noes—None.

Absent—Baylies, Cardwell, Cullen, Hatch—4.

Title agreed to.

S. B. No. 59 was read a third time and passed by the following vote:

Ayes—Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—13.

Noes—Steele—1.

Absent—Baylies, Cullen—2.

Title agreed to.

The following report was received:

Mr. President: We, your Committee on Printing, to whom was referred Senate Bills Nos. 55, 58 and 63, beg leave to report the same back as being correctly printed. T. P. CULLEN, Chairman.

Senate Bills Nos. 55, 58 and 63 were placed on the general file.

Power, by consent, without having given previous notice, introduced S. B. No. 67—"A bill for an act entitled 'An act relating to purchase, consolidation, lease, sale and aiding railroads in certain cases, and ratification of prior sales and consolidation.'" Read first and second times and referred to the Committee on the Judiciary.

On motion of Steele, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: The Committee on Judiciary, to whom was referred S. B. No. 67, have had the same under consideration and report the same back with the recommendation that it do pass.

E. D. MATTS, Chairman.

S. B. No. 67 was ordered printed.

Steele moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The President announced the signing of House Bills Nos. 8 and 97.

H. B. No. 67 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, Power, Swift—13.

Noes—None.

Absent—Buford, McDermott, Steele—3.

Title agreed to.

On motion of Hoffman, the rules were suspended, H. B. No. 81 was read a third time by title and was concurred in by the following vote:

Ayes—Brown, Cardwell, Cullen, Gibson, Goddard, Hatch, Hoffman, Matts, Swift—9.

Noes—Baylies, Eggleston, Folsom, Power—4.

Absent—Buford, McDermott, Steele—3.

Title agreed to.

Matts gave notice that he would on Monday next move a reconsideration of the vote by which H. B. No. 81 was concurred in by the Senate.

On motion of Cardwell, the further consideration of H. B. No. 96 was indefinitely postponed.

H. B. No. 17 was read a third time and concurred in by the following vote:

Ayes—Brown, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, Power, Steele, Swift—13.

Noes—None.

Absent—Buford, McDermott—2.

Title agreed to.

On motion of Hoffman, the rules were suspended and the Senate resolved itself into a Committee of the Whole for the consideration of Senate Bills Nos. 55, 63 and 58, Cullen in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration Senate Bills Nos. 55, 63 and 58, beg leave to report the same back with the following recommendations:

That Senate Bills Nos. 55, 63 and 58 with amendments do pass.

T. P. CULLEN, Chairman.

Senate Bills Nos. 55, 63 and 58 were ordered engrossed.

The following reports were received:

Mr. President: Your Committee on Engrossed Bills herewith return H. B. No. 123 with Senate amendments correctly engrossed. Also, S. B. No. 64 correctly engrossed. HATCH, Chairman.

Mr. President: Your Committee on Enrollment beg leave to report that S. B. No. 24 was presented to His Excellency the Governor at 11:15 A. M. of this date. T. P. CULLEN, Chairman.

On motion of Goddard, the Committee on Engrossment were instructed to insert the Senate amendments to S. B. No. 58 in the original bill, and that when it is so done the bill be considered engrossed.

The following report was received:

Mr. President. We, your Committee on Printing, to whom was referred S. B. No. 65, beg leave to report the bill back as being correctly printed. T. P. CULLEN, Chairman.

S. B. No. 65 was placed on the general file.

On motion of Hoffman, the rules were suspended, S. B. No. 64 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, Power, Steele, Swift—14.

Noes—None.

Absent—Buford, McDermott—2.

Title agreed to.

H. B. No. 123 was read a third time and concurred in by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Goddard, Hatch, Hoffman, Matts, Power, Steele, Swift—13.

Noes—Gibson, Folsom—2.

Absent—McDermott—1.

Title agreed to.

The following report was received:

Mr. President: We, your Committee on Enrollment, to whom was referred S. B. No. 44, beg leave to report the bill as being correctly enrolled, and the same is herewith presented to you for your signature. T. P. CULLEN, Chairman.

The President announced the signing of S. B. No. 44.

The following reports were received:

Mr. President. Your Committee on Engrossed Bills herewith return S. B. No. 58 with Senate amendments interlined as per instructions. HATCH, Chairman.

Mr. President: Your Committee on Engrossed Bills herewith return S, B. No. 48 correctly engrossed. HATCH, Chairman.

On motion of Steele, the Senate adjourned until 10:30 A. M. Monday, February 27, 1893. DAVID MARKS, Secretary.

FIFTY-SEVENTH DAY.

SENATE CHAMBER,
Helena, Montana, February 27, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Rev. Mr. Snyder, Chaplain of the House of Representatives.

Journal of fifty-fifth day read and approved.

The following reports were received:

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 77, and beg leave to report the same back with the recommendation that it do pass.

HOFFMAN, Chairman.

Mr. President: We, your Committee on Enrollment, to whom was referred S. B. No. 12, beg leave to report the bill as being correctly enrolled, and the same is herewith presented to you for your signature. T. P. CULLEN, Chairman.

H. B. No. 77 was placed on the general file.

The President announced the signing of S. B. No. 12.

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Power in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom were referred S. B. No. 65 and H. B. No. 77, beg leave to report them back with the following recommendations:

That S. B. No. 65 do pass.

That H. B. No. 77 be concurred in.

POWER, Chairman.

S. B. No. 65 was ordered engrossed.

On motion of McDermott, the rules were suspended, S. B. No. 48 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Swift—14.

Noes—None.

Absent—Hatch, Steele—2.

Title agreed to.

On motion of Goddard, the rules were suspended, S. B. No. 58 was read a third time by title and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—15.

Noes—None.

Absent—Steele—1.

Title agreed to.

On motion of Buford, the rules were suspended, H. B. No. 77 was read a third time by title and concurred in by the following vote:

Ayes—Baylies, Buford, Cardwell, Eggleston, Goddard, Hatch Matts, McDermott, Power, Swift—10.

Noes—Brown, Folsom, Gibson, Hoffman—4.

Absent—Cullen, Steele—2.

Title agreed to.

On motion of Hoffman, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 74, and beg leave to report the same back with the recommendation it do pass. HOFFMAN, Chairman.

H. B. No. 74 was placed on the general file.

Baylies moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 3:30 P. M.

Cardwell amended by making the hour of 2 P. M.

The amendment prevailed and the Senate took a recess until 2 P. M.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: Your Committee on Engrossed Bills, to whom was referred S. B. No. 63, begs leave to report the same back correctly engrossed. BUFORD, Acting Chairman.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 25, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following notices of introduction of bills have been given:

By Tallant—An act to create the County of Cooper, to define its boundaries and provide for the offices thereof.

By Lockhart—A bill to open section lines.

Also, that the following bills were introduced without previous notice:

By Committee on State Institutions, by consent, without previous notice, H. B. No. 220—An act to amend section 2, Article XIII of

the Constitution of the State of Montana, relating to the limiting of public indebtedness.

By Tierney, by consent, without previous notice, H. B. No. 221—An act to amend section 124 of "An Act Concerning Revenue," approved March 6, 1891.

Also, that House Bills Nos. 65, 124 and 125 have passed the House and are herewith transmitted. Very respectfully,

H. J. MEILI, Chief Clerk.

H. B. No. 65, "An act to amend an act entitled "An Act Concerning the Storage of Gunpowder and Other High Explosives,' approved March 1, 1891, and for the better protection of cities, towns and villages," was read first and second times and referred to the Committee on Mines and Mining.

H. B. No. 124, "An act entitled an act to provide for the payment of interest on the claims of certain members of the Legislature of the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 125, "An act appropriating money for the relief of the Montana National Bank for money advanced in payment of salaries and mileage to the members of the First Legislative Assembly of the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

The following report was received:

Mr. President: Your Select Committee appointed to consider and report on H. B. No. 64, under special instructions, have had the same under consideration and report the same back without any recommendation.

E. D. MATTS, Chairman.

On motion of Hoffman, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Swift in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom was referred H. B. No. 74, beg leave to report the bill back, recommending it be concurred in.

RENO SWIFT, Chairman.

S. B. No. 63 was read a third time and passed by the following vote:

Ayes—Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Swift—12.

Noes—Baylies—1.

Absent—Cullen, Hatch, Steele—3.

Title agreed to.

On motion of Matts, H. B. No. 64 was made a special order for 2 P. M. to-morrow by the following vote:

Ayes—Baylies, Brown, Eggleston, Folsom, Gibson, Goddard, Matts, Swift—8.

Noes—Buford, Cardwell, Hoffman, McDermott, Power—5.

Absent—Cullen, Hatch, Steele—3.

H. B. No. 74 was read a third time by title and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Eggleston, Gibson, Hoffman, Matts, McDermott, Power, Swift—10.

Noes—Baylies, Folsom, Goddard—3.

Absent—Cullen, Hatch, Steele—3.

Title agreed to.

Matts gave notice that he would on to-morrow move a reconsideration of the vote by which H. B. No. 74 was concurred in by the Senate.

The following report was received:

Mr. President: Your Committee on Engrossed Bills, to whom was referred S. B. No. 55, beg leave to report the same back correctly engrossed.

BUFORD, Acting Chairman.

On motion of Cardwell, the Senate adjourned until 10:30 A. M. to-morrow.

DAVID MARKS, Secretary.

FIFTY-EIGHTH DAY.

SENATE CHAMBER,
Helena, Montana, February 28, 1893.

Senate met pursuant to adjournment at 10:30 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the Chaplain.

Journal of fifty-seventh day read and approved.

The President announced the signing of House Bills Nos. 37, 17, 67, 81 and 76, and H. J. M. No. 5, and House Bills Nos. 47 and 77.

The following report was received:

Mr. President: Your Committee on Engrossed Bills beg leave to report back Senate Bill No. 65 correctly engrossed.

HATCH, Chairman.

S. B. No. 55 was read a third time and passed by the following vote:

Ayes—Baylies, Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Steele, Swift—15.

Noes—None.

Absent—Hatch—1.

Title agreed to.

On motion of Hoffman, the rules were suspended, S. B. No. 65 was read a third time by title and passed by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Steele, Swift—14.

Noes—None.

Absent—Baylies, Hatch—2.

Title agreed to.

The following communication was received:

EXECUTIVE DEPARTMENT,
STATE OF MONTANA.

To the Honorable President and Members of the Senate:

Gentlemen—I have the honor to inform you that I have this day approved and signed S. B. No. 24, being "An act entitled an act to amend an act entitled 'An act to provide and index to district court records and providing for keeping the same,' approved February 23, 1891." Respectfully, J. E. RICKARDS, Governor.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 27, 1893.

Mr. President: I am directed by the House to inform your honorable body that A. F. Bray, by consent, without having given previous notice, introduced H. B. No. 222, "An act to amend an act entitled 'An Act Providing for the Printing and Distribution of Ballots at Public Expense, and to Regulate the Voting at Territorial and Other Elections."

The Governor has approved House Bills Nos. 62, 92 and 97.

And that Senate Bills Nos. 21, 22 and 23 have been indefinitely postponed.

Also, that Senate amendments to H. B. No. 123 have been concurred in by the House. Very respectfully,

HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President: I am directed by the House to inform your honorable body that House Bills Nos. 219, 173, 184, 203, 204 and 205 have passed the House and are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President: I am directed by the House to inform your honorable body that House Bills Nos. 209, 206, 207, 135, 136, 137, 163, 194, 138 and 139 have passed the House and are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President: I am directed by the House to inform your honorable body that House Bills Nos. 140, 141, 142, 143, 144, 145 and 146 have passed the House and are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

The following report was received:

Mr. President: Your Committee on Mines and Mining have had under consideration H. B. No. 65, and beg leave to report the same back with the recommendation that it be concurred in.

MCDERMOTT, Chairman.

Mr. President: We, Your Committee on Enrollment, beg leave to report that Senate Bills Nos. 12 and 44 were presented to His Excellency the Governor at 10:20 A. M., February 28, 1893.

T. P. CULLEN, Chairman.

Mr. President: We, your Committee on Printing, to whom was referred S. B. No. 67, beg leave to report the same back as being correctly printed. T. P. CULLEN, Chairman.

H. B. No. 65 and S. B. No. 67 were placed on the general file.

H. B. No. 173, "An act to appropriate money for the payment of certain persons for publishing notices of pardon by direction of the State Board of Pardons," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 184, "An act appropriating money to defray expenses of the Montana State Fireman's Association," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 203, "An act to provide for the payment of T. H. Kleinschmidt for interest advanced for the payment of per diem of members of the First Legislative Assembly of the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 204, "An act to provide for the payment of the publications of notices of pardon," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 205, "An act to provide for the payment of bounties on stock-destroying animals," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 207, "An act to provide money for the payment of T. H. Kleinschmidt for moneys advanced in the payment of per diem of members of the First Legislative Assembly," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 219, "An act to appropriate money for the Executive, Legislative and Judicial Departments for the fiscal years ending December 1, A. D. 1893, and December 1, A. D. 1894," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 209, "An act to provide money for services rendered the State," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 206—"An act to provide for labor done and supplies furnished to the Legislative Halls of the Third Session of the Legislative Assembly of the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 135—"An act to provide for the payment of Joseph Hogan for office and traveling expenses as Mine Inspector," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 136.—"An act to provide for the payment of Barnard Brown, for services rendered the State as an expert in examining the books of the State Treasurer and State Auditor," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 163—"An act to provide for the payment of Barnard Brown for services rendered the State," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 137—"An act to provide for the payment of G. C. Swallow for office and traveling expenses as Mine Inspector," was

read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 194—"An act appropriating money for the relief of Chas. Z. Pond for services rendered the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 141—"An act to provide for the payment of Martin Maginnis, Mineral Land Commissioner, for salary and contingent expenses for the fiscal year of 1892," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 140—"An act to provide for the payment of Horace R. Buck, for preparing an index to the acts of the Second Legislative Assembly," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 139—"An act to provide for the payment of J. D. Taylor, for supplies furnished to the House of Representatives of the First Session of the Legislature," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 138—"An act to provide for the payment of E. W. Knight, for money advanced to the Independent Publishing Company for printing and binding the Codes of the State of Montana, in accordance with contract therefor," was read first and second times and referred to the Committee on Finance and Claims.

McDermott moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The President announced the signing of H. B. No. 123.

The hour having arrived for which H. B. No. 64 was made a special order, and on motion of Cardwell, the rules were suspended, the bill was read a third time by title and lost by the following vote:

Ayes—Baylies, Cardwell, Cullen, Eggleston, Hatch, Steele—6.

Noes—Brown, Buford, Folsom, Gibson, Goddard, Hoffman, Matts, McDermott, Power, Swift—10.

Matts gave notice that he would on to-morrow move a reconsideration of the vote by which H. B. No. 64 was lost.

H. B. No. 146, "An act to provide for the payment of George W. Sproule for services rendered the State as Deputy Clerk of the Supreme Court," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 145, "An act to provide for the payment of Douglas Simpson for services rendered the State," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 144, "An act to provide for the payment of Mrs. Janet C. Kinna for supplies furnished to the State Senate of the First Legislative Assembly," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 143, "An act to provide for the payment of the Helena Power and Light Company for electric light furnished to the First Legislative Assembly of the State of Montana," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 142, "An act to provide for the payment of J. P. Blakely for services rendered the State as Custodian in charge of the buildings and lands at Fort Ellis," was read first and second times and referred to the Committee on Finance and Claims.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President: I am directed by the House to inform your honorable body that House Bills Nos. 162, 164, 168, 171 and 172 have passed the House, and are herewith transmitted.

Very respectfully, HENRY J. MEILI, Chief Clerk.

H. B. No. 162, "An act to provide for the payment of the Independent Publishing Company for services rendered the State," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 164, "An act to provide for the payment of H. S. Howell for services rendered the State," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 171, "An act to appropriate money for certain persons for supplies furnished in fitting up rooms for meeting of Legislature," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 168, "An act to provide for the payment of John E. Lloyd and John M. Ramsey for transportation and board of convicts," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 172, "An act to appropriate money for the payment of the Western Union Telegraph Company," was read first and second times and referred to the Committee on Finance and Claims.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President: I am directed by the House to inform your honorable body that House Bills Nos. 170, 166, 165, 167, 199, 200, 201 and 202 have passed the House and are herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

H. B. No. 165, "An act appropriating money for the payment for rent of Legislative Halls, supplies furnished and labor performed for the Legislative Assembly of Montana," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 166, "An act to provide for the payment of C. J. McSherry (as administrator of the estate of D. T. McNevilt) for services rendered the State by D. T. McNevilt, deceased," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 170, "An act to appropriate money for the payment of officers and expenses of the Supreme Court," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 167, "An act to provide for the payment of R. P. Stout for services rendered the State as Private Secretary to the Governor and as Custodian of the State Armory," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 201, "An act appropriating money for the use and benefit of the State University," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 199, "An act appropriating money for the use and benefit of the School of Mines," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 200, "An act appropriating money for the use and benefit of the State Normal School," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 202, "An act to appropriate money for the use and benefit of the State Agricultural College," was read first and second times and referred to the Committee on Finance and Claims.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President: I am directed by the House to inform your honorable body that H. B. No. 110 has passed the House and is herewith transmitted, and that H. B. No. 29 was lost in the House.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

H. B. No. 110, "An act to create the County of Granite, to define its boundaries, and to provide for its organization and government," was read first and second times and referred to the Committee on Counties, Towns and Municipal Corporations.

On motion of Hoffman, the Senate took a recess for one hour.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President: I am directed by the House to inform your honorable body that S. B. No. 26 and S. J. R. No. 1 have been concurred in by the House, and S. B. No. 10 has been concurred in as amended by the House, and are herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President: I am directed by the House to inform your honorable body that Senate Bills Nos. 18, 34 and 46 have been concurred in by the House, and are herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President: I am directed by the House to inform your honorable body that S. B. No. 40 has been concurred in by the House, and is herewith transmitted. Yours respectfully,

HENRY J. MEILI, Chief Clerk.

On motion of Gibson, the Senate concurred in House amendments to S. B. No. 10 and S. J. R. No. 1, S. B. No. 26, and S. B. No. 10 were ordered enrolled.

Senate Bills Nos. 18, 34 and 46 were ordered enrolled.

S. B. No. 40 was ordered enrolled.

The following report was received:

Mr. President: Your Committee on Corporations Other than Municipal, to whom were referred House Bills Nos. 108 and 109, have carefully considered the same and beg leave to report them back without recommendation. And the committee herewith submit a number of amendments to each of said bills, and recommend the adoption of such amendments if the Senate shall deem it advisable to introduce into Montana at this time legislation of the character indicated in these bills. C. H. EGGLESTON, Chairman.

On motion of McDermott, the amendments offered by the committee to House Bills Nos. 108 and 109 were adopted and were placed on the general file.

Baylies was granted an indefinite leave of absence, and the Secretary was directed to enter upon the Journal that Senators Baylies and Buford were paired on all questions of a political nature in the Senate and Joint Assembly during the absence of Baylies.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President: I am directed by the House to inform your honorable body that S. B. No. 19 has been concurred in as amended by the House and is herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

On motion of Goddard, the Senate concurred in House amendments to S. B. No. 19, and the bill was ordered enrolled.

The following reports were received:

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 184 and beg leave to report the same back without recommendation. HOFFMAN, Chairman.

Mr. President: The Committee on Finance and Claims have had under consideration, House Bills Nos. 145, 146, 143, 142, 168, 141, 167, 194, 202, 200, 201, 199, 138, 204, 173, 137, 136, 163, 171, 144, 172, 205, 166, 135, 139, 206, 140, 164, 209, 162, 170, 165, 203, 207, 125, and 124, and beg leave to report the same back with the recommendation that they do pass. HOFFMAN, Chairman.

The bills reported in the foregoing reports were placed on the general file.

The following report was received:

Mr. President. The Committee on Finance and Claims, who have had under consideration H. B. No. 219, recommend the same back with amendments, and, as amended, recommend that it do pass.

HOFFMAN, Chairman.

The amendments reported to H. B. No. 219 were adopted and the bill was placed on the general file.

On motion of Steele, the Senate resolved itself into a Committee of the Whole for the consideration of the general file.

Cullen in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, who have had under consideration House Bills Nos. 65 and 184, and S. B. No. 67, recommend that House Bills Nos. 65 and 184 be concurred in and that S. B. No. 67 do pass. T. P. CULLEN, Chairman.

S. B. No. 67 was ordered engrossed.

The following report was received:

Mr. President: Your Committee on Engrossed Bills herewith return S. B. No. 67 correctly engrossed. HATCH, Chairman.

On motion of Goddard, the rules were suspended, S. B. No. 67 was read a third time by title and passed by the following vote:

Ayes—Brown, Buford, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—13.

Noes—Steele—1.

Absent—Baylies, Cardwell—2.

Title agreed to.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President: I am directed by the House to inform your honorable body that Senate Bills Nos. 29, 39, 62, and Substitute S. B. No. 14 have been concurred in, and that S. B. No. 56 has been concurred in as amended by the House, and are herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

Senate Bills Nos. 29, 39, 62 and substitute for S. B. No. 14 were ordered enrolled.

On motion of McDermott, the Senate concurred in the House amendments to S. B. No. 56 and the bill was ordered enrolled.

On motion of Gibson, the Senate took a recess until 7:30 P. M.

7:30 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Buford in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom were referred various bills on the general file, beg leave to report as follows:

That House Bills Nos. 219 and 209 be recommitted to the Committee on Finance and Claims.

That House Bills Nos. 108 and 109 be made a special order for 2 P. M. to-morrow.

That House Bills Nos. 166, 164, 203, 140, 207, 125, 162, 142, 124, 168, 136, 163, 165, 171, 144, 172, 205, 141, 206, 139, 135, 202, 200, 201, 199, 170, 137, 204, 173, 138, 194, 167, 145, 146 and 143 be concurred in by the Senate. S. R. BUFORD, Chairman.

House Bills Nos. 219 and 209 were recommitted to the Committee on Finance and Claims.

House Bills Nos. 108 and 109 were made a special order for 2 P. M. to-morrow.

On motion of Matts, the rules were suspended and the Senate proceeded to the third reading of all bills now on the calendar for a third reading.

On motion of Hoffman, the rules were suspended, H. B. No. 65 was read a third time by title and concurred in by the following vote:

Ayes—Brown, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, McDermott, Power, Swift—11.

Noes—Buford—1.

Absent—Hatch, Matts, Steele—3.

Title agreed to.

On motion of McDermott, H. B. No. 144 was read a third time by title and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, McDermott, Power, Swift—8.

Noes—Folsom, Goddard—2.

Absent—Baylies, Gibson, Hatch, Hoffman, Matts, Steele—6.

Title agreed to.

On motion of Matts, the Senate took a recess for fifteen minutes.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

On motion of McDermott, the Senate adjourned until 10 A. M. to-morrow. DAVID MARKS, Secretary.

FIFTY-NINTH DAY.

SENATE CHAMBER,
Helena, Montana, March 1, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present. Absent on leave, Baylies.

On account of the absence of the Chaplain, prayer was dispensed with.

Journal of fifty-eighth day read and approved.

On motion of Folsom, the rules were suspended and all bills now on the calendar for a third reading were ordered to be read a third time by their titles.

H. B. No. 124 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Matts, McDermott, Swift—11.

Noes—None.

Absent—Baylies, Hatch, Hoffman, Power, Steele—5.

Title agreed to.

H. B. No. 125 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 135 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 136 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 137 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 138 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 139 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibsom, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 140 was read a third time by title and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Hoffman, Matts, McDermott, Power, Swift—12.

Noes—None.

Absent—Baylies, Goddard, Hatch, Steele—4.

Title agreed to.

H. B. No. 141 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Hoffman, Matts, McDermott, Power, Swift—12.

Noes—None.

Absent—Baylies, Goddard, Hatch, Steele—4.

Title agreed to.

H. B. No. 142 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Caldwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 143 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 144 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 145 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 146 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 162 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 163 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 164 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 165 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 166 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 167 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 168 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 170 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 171 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power—10.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele, Swift—6.

Title agreed to.

H. B. No. 172 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power—10.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele, Swift—6.

Title agreed to.

H. B. No. 173 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power—10.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele, Swift—6.

Title agreed to.

H. B. No. 194 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power—10.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele, Swift—6.

Title agreed to.

H. B. No. 199 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power—10.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele, Swift—6.

Title agreed to.

H. B. No. 200 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 201 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 202 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Titles agreed to.

H. B. No. 203 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 204 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Matts, McDermott, Power, Swift—11.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Steele—5.

Title agreed to.

H. B. No. 205 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, McDermott, Power, Swift—10.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Matts, Steele—6.

Title agreed to.

H. B. No. 206 was read a third time and concurred in by the following vote:

Ayes—Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, McDermott, Power, Swift—9.

Noes—None.

Absent—Baylies, Brown, Goddard, Hatch, Hoffman, Matts, Steele—7.

Title agreed to.

H. B. No. 207 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, McDermott, Power, Swift—10.

Noes—None.

Absent—Baylies, Goddard, Hatch, Hoffman, Matts, Steele—6.

Title agreed to.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, February 28, 1893.

Mr. President. I am directed by the House to inform your honorable body that H. J. R. No. 3 has passed the House and is hereby transmitted. Yours respectfully, HENRY J. MEILI, Chief Clerk.

H. J. R. No. 3, "Directing the delivery to each member of the Third Legislative Assembly a copy of the Journal of each house and the laws enacted," was read first and second times and referred to the Committee on Finance and Claims.

The following report was received:

Mr. President: Your Committee on Enrollment, to whom was referred Senate Bills Nos. 10, 34, 62, 40, 46, 18, 29, 26, and S. J. R. No. 1, beg leave to report the bills as being correctly enrolled, and the same are herewith presented to you for your signature.

T. P. CULLEN, Chairman.

The President announced the signing of Senate Bills Nos. 10, 34, 62, 40, 46, 18, 29, 26, and S. J. R. No. 1.

On motion of Hoffman, the Senate took a recess for fifteen minutes.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: The Committee on Finance and Claims have had H. J. R. No. 3 under consideration, and beg leave to report the same back with the recommendation that it be concurred in.

HOFFMAN, Chairman.

H. J. R. was placed on the general file.

On motion of Hoffman, the Senate took a recess until 11:45 A. M.

11:45 A. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 219, and beg leave to report the same back with amendments, and as amended recommend that it be concurred in.

HOFFMAN, Chairman.

The amendments reported to H. B. No 219 were adopted and the bill was placed on the calendar for a third reading.

Cardwell moved that the Senate proceed to the House for the purpose of holding a joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 1, 1893.

Mr. President: I am directed by the House to inform your honorable body that Senate Bills 52, 36, 53, 61 and 27 have been concurred in by the House and are herewith transmitted.

Senate Bills 5 and 37 have been indefinitely postponed.

Very respectfully, H. J. MEILI, Chief Clerk.

Senate Bills Nos. 52, 36, 53, 61 and 27 were ordered enrolled.

On motion of Eggleston, the Senate resolved itself into a Committee of the Whole, for the consideration of House Bills Nos. 108 and 109, which were made a special order for this hour. Hatch in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom were referred House Bills Nos. 109 and 108, a special order, beg leave to report the same back with the recommendation that House Bills Nos. 109 and 108 be indefinitely postponed. HATCH, Chairman.

On motion of Hoffman, the report was adopted and House Bills Nos. 108 and 109 were indefinitely postponed.

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Brown in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom was referred H. J. M. No. 3, beg leave to report the same back, recommending it be concurred in. BROWN, Chairman.

The following report was received:

Mr. President: Your Committee on Towns, Counties and Municipal Corporations, to whom was referred H. B. No. 110, have had the same under consideration and beg leave to report the same back without any recommendation. CARDWELL, Chairman.

H. B. No. 110 was placed on the general file.

On motion of Eggleston, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Goddard in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom was referred H. B. No. 110, report the same back, recommending that it be made a special order for March 2d at 10:30 A. M.

GODDARD, Chairman.

The report was adopted and H. B. No. 110 was made a special order for 10:30 A. M. to-morrow.

Goddard offered an amendment to H. B. No. 219, which was adopted.

On motion of Hatch, the rules were suspended, the amendments to H. B. No. 219 were considered engrossed, and the bill was read a third time by title and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Eggleston, Folsom, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—12.

Noes—None.

Absent—Baylies, Cullen, Gibson, Steele—4.

Title agreed to.

H. J. R. No. 3 was read a third time and passed by the following vote:

Ayes—Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—13.

Noes—None.

Absent—Baylies, Cullen, Steele—3.

Title agreed to.

Goddard, by unanimous consent, without having given previous notice, introduced S. B. No. 68—"A bill for an act appropriating moneys for the payment of bounties on certain stock-destroying animals." Read first and second times and referred to the Committee on Grazing and Stock Growing.

On motion of Hoffman, the Senate took a recess for fifteen minutes.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: Your Committee on Stock Growing and Grazing, to whom was referred S. B. No. 68, have had the same under consideration and beg leave to report the bill back with the recommendation that it do pass. CARDWELL, Acting Chairman.

S. B. No. 68 was ordered printed.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 1, 1893.

Mr. President. I am directed by the House to inform your honorable body that H. B. No. 157 has passed the House and is herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

H. B. No. 157, "An act to regulate criminal proceedings," was read first and second times and referred to the Committee on the Judiciary.

On motion of Cardwell, the Senate took a recess for fifteen minutes.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following report was received:

Mr. President: The Committee on Finance and Claims, who have had under consideration H. B. No. 209, beg leave to report the same back with amendments, and as amended recommend that it be concurred in. HOFFMAN, Chairman.

On motion of Hoffman, the amendments reported were adopted.

On motion of Hoffman, the rules were suspended, the amendments were considered engrossed, the bill read a third time by title and concurred in by the following vote:

Ayes—Brown, Folsom, Gibson, Goddard, Hoffman, Matts, Power, Swift—8.

Noes—Buford, Cardwell, McDermott, Steele—4.

Absent—Baylies, Cullen, Eggleston, Hatch—4.

Title agreed to.

The following report was received:

Mr. President. Your Committee on Enrollment, to whom were referred Senate Bills Nos. 19, 39 and 14, beg leave to report them back as being correctly enrolled, and they are herewith presented for your signature. CARDWELL, Acting Chairman.

The President announced the signing of Senate Bills Nos. 19, 39 and 14.

On motion of Hoffman, the Senate took a recess until 7:30 P. M.

7:30 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, March 1, 1893.

To the Honorable President and Members of the Senate.

I hereby nominate, and, with your consent, appoint, the following to constitute the State Board of Stock Commissioners, viz:

Beaverhead County, P. H. Poindexter, Dillon.
Cascade County, Benjamin Rumney, St. Clair.
Choteau County, C. J. McNamara, Big Sandy.
Custer County, Jesse Haston, Miles City.
Dawson County, C. A. Dole, Glendive.
Deer Lodge County, John Bielenberg, Deer Lodge.
Fergus County, S. S. Hobson, Utica.
Jefferson County, S. S. Huntley, Toston.
Lewis and Clarke County, John T. Murphy, Helena.
Madison County, Alex. Metzel, Puller Springs.
Meagher County, David Fratt, Lavina.
Park County, E. O. Clark, Macleod.
Silver Bow County, Geoffrey Lavell, Butte.
Teton County, W. K. Flowerree, Sun River.
Valley County, Daniel C. Kyle, Saco.
Yellowstone County, Paul McCormick, Billings.

Yours respectfully, J. E. RICKARDS, Governor.

On motion of Cardwell, the foregoing nominations were confirmed in open Senate.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, March 1, 1893.

To the Honorable President and Members of the Senate.

I have the honor to inform you that I have this day approved and signed S. B. No. 12, "An act to provide for the appointment, terms of office, powers, duties and compensation of the State Board of Education."

I have also this day approved and signed S. B. No. 44, "An act to provide for the establishment and location of a State Reform School, and to appropriate moneys therefor."

Respectfully, J. E. RICKARDS, Governor.

Goddard, by unanimous consent, without previous notice, introduced S. B. No. 69—"A bill for an act appropriating money for the relief

of Mary McEvily, Otto Zoeckler, J. F. Mercer, Clara Bullard, A. W. Botkin, C. F. Reardon, J. G. Simpson and Lelah Bullard for services rendered the State of Montana." Read first and second times and referred to the Committee on Finance and Claims.

The following report was received:

Mr. President: The Committee on Finance and Claims have had under consideration S. B. No. 69 and beg leave to report the same back with the recommendation that it do pass.

HOFFMAN, Chairman.

S. B. No. 69 was ordered printed.

The following report was received:

Mr. President. Your committee, to whom was referred S. B. No. 69, beg leave to report the same back correctly printed.

T. P. CULLEN, Chairman.

On motion of Hoffman, the rules were suspended, S. B. No. 69 was considered engrossed and placed on the calendar for a third reading.

On motion of Folsom, the rules were suspended, S. B. No. 69 was read a third time by title and passed by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele, Swift—15.

Noes—None.

Absent—Baylies—1.

Title agreed to.

The following report was received:

Mr. President: Your Committee on Enrollment, to whom were referred Senate Bills Nos. 36, 61 and 53, beg leave to report the bills as being correctly enrolled, and the same are herewith presented to you for your signature. T. P. CULLEN, Chairman.

The President announced the signing of Senate Bills Nos. 36, 61 and 53.

The following report was received:

Mr. President: Your Committee on Enrollment beg leave to report that Senate Bills Nos. 10, 26, 29, 34, 62, 46, 18 and 40 and S. J. R. No. 1 were presented to His Excellency the Governor at 2:40 P. M. of this date. T. P. CULLEN, Chairman.

Mr. President: Your Committee on Enrollment beg leave to report that Senate Bills Nos. 39, 19 and 14 were presented to His Excellency the Governor at 4:05 P. M. of this date.

T. P. CULLEN, Chairman.

Matts moved that the vote by which H. B. No. 64 was lost be reconsidered.

Cardwell moved to lay the motion to reconsider on the table.

The motion of Cardwell prevailed by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, McDermott, Power, Swift—13.

Noes—Matts, Steele—2.

Absent—Baylies—1.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 1, 1893.

Mr. President: I am directed by the House to inform your honorable body that House Bills Nos. 87, 193, 189 and 196 have passed the House and are herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

H. B. No. 193, "An act to amend Section 513 of the Fifth Division, General Laws of the State of Montana," was read first and second times and referred to the Committee on Corporations Other than Municipal.

H. B. No. 196, "An act appropriating money to pay for selecting and locating and the purchase of a site for the State Deaf and Dumb School, and for creating and making proper buildings and improvements thereon," was read first and second times and referred to the Committee on Public Buildings, Hospitals and Asylums.

H. B. No. 189, "An act to amend Section 75, Fourth Division, Compiled Statutes of Montana," was read first and second times and referred to the Committee on the Judiciary.

H. B. No. 87, "An act giving the consent of the State of Montana to the purchase by the United States of land in any city or town of the State for the purpose of United States Court Houses, Postoffices, and for other like purposes," was read first and second times and referred to the Committee on the Judiciary.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 1, 1893.

Mr. President: I am directed by the House to inform your honorable body that House Bills Nos. 131, 155 and 161 have passed the House, and S. B. No. 47 as amended by the House has been concurred in, and are herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

On motion of Hoffman, the Senate concurred in the House amendments to S. B. No. 47 and the bill was ordered enrolled.

S. B. No. 161, "An act providing for the great seal of the State of Montana and describing the same," was read first and second times and referred to the Special Committee on State Seal.

H. B. No. 155, "An act to amend Section 586 of the Fifth Division, Compiled Statutes," was read first and second times and referred to the Committee on Corporations Other than Municipal.

H. B. No. 131, "An act to amend Section 167 of an act of the Second Legislative Assembly of the State of Montana, entitled 'An Act Concerning Revenue,'" was read first and second times and referred to the Committee on Finance and Claims.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, March 1, 1893.

To the Honorable President and Members of the Senate:

Gentlemen—I have the honor to inform you that I have this day approved and signed S. B. No. 26, being "An act to amend an act

entitled 'An Act to Provide for the Appointment of a Private Secretary to the Governor,' approved March 12, 1889."

I have also this day approved and signed Senate Joint Resolution No. 1, relating to the immigration of paupers, criminals and dependent persons.

Respectfully, J. E. RICKARDS, Governor.

On motion of Buford, the Senate adjourned until 10 o'clock A. M. to-morrow. DAVID MARKS, Secretary.

SIXTIETH DAY.

SENATE CHAMBER,
Helena, Montana, March 2, 1893.

Senate met pursuant to adjournment at 10 o'clock A. M.

The President in the chair.

Roll called—Quorum present.

Prayer by the chaplain.

Journal of the fifty-ninth day read and approved.

A telegram having been received announcing the recovery of the daughter of Senator Baylies, whose illness had called him home, on motion of Goddard, the President was directed to reply and convey the congratulations of the Senate.

The following reports were received:

Mr. President: The Committee on Public Buildings, Hospitals and Asylums have had under consideration H. B. No. 176 and beg leave to report the same back with the recommendation that it be concurred in. HOFFMAN, Chairman.

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 131 and beg leave to report the same back with the recommendation that it be concurred in.

HOFFMAN, Chairman.

Mr. President: The Senate members of the Special Joint Committee appointed to select a great seal of the State, to whom was referred H. B. No. 161, beg leave to report the same back with the recommendation that it be concurred in, C. H. EGGLESTON,
PARIS GIBSON.

House Bills Nos. 196, 131 and 161 were placed on the general file.

On motion of Buford, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, McDermott in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee to whom was referred House Bills Nos. 131, 196 and 161 report same back with the recommendation that they be concurred in. MCDERMOTT, Chairman.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, March 2, 1893.

To the Honorable President and Members of the Senate:

I hereby nominate, and, with your consent, appoint, the following, who shall, with the Governor, the Attorney General and Superintendent of Public Instruction, constitute the State Board of Education, as provided in S. B. No. 12, approved March 1, 1893:

For term expiring February 1, 1895—R. G. Young, Lewis and Clarke County; Nelson Story, Gallatin County.

For term expiring February 1, 1896—James Reid, Deer Lodge County; John F. Forbis, Silver Bow County.

For term expiring February 1, 1897—J. E. Morse, Beaverhead County; T. E. Collins, Cascade County.

For term expiring February 1, 1898—J. M. Hamilton, Missoula County; Alfred Myers, Park County.

Respectfully, J. E. RICKARDS, Governor.

On motion of Eggleston, the foregoing nominations were confirmed by the Senate in open session.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, March 2, 1893.

To the Honorable President and Members of the State Senate:

GENTLEMEN—I have the honor to inform you that I have this day approved and signed S. B. No. 34, being "An act to require railroad corporations, when they fence their right of way, or where they have already fenced it, to leave or make certain openings therein, and to provide a penalty for the violation thereof."

I have also this day approved and signed S. B. No. 29, being "An act providing for the transcribing of county records of segregated counties."

I have also this day approved and signed S. B. No. 39, being "An act authorizing corporations to change their corporate names."

I have also this day approved and signed S. B. No. 19, being "An act relating to certain contracts for the conditional sale, lease or hire of railroad and street railway equipment and rolling stock, and providing for the recording thereof."

I have also this day approved and signed S. B. No. 14, being "An act to allow the construction and maintenance of toll roads and toll bridges, and to regulate the same."

I have also this day approved and signed S. B. No. 46, being "An act entitled an act to amend Sections 2015, 2016, 2017, 2018, 2019, 2021, 2022, 2023 of Chapter LXIX, Fifth Division, Compiled Statutes of Montana, concerning town and village sites and plats."

Respectfully, J. E. RICKARDS, Governor.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 1, 1893.

Mr. President: I am directed by the House to inform your honorable body that House Joint Resolution No. 4 has passed the House and is herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

On motion of Steele, the Senate concurred in H. J. R. No. 1, relative to the meeting at the Auditorium in joint session.

On motion of Eggleston, the rules were suspended, H. B. No. 110 was read a third time by title and concurred in by the following vote:

Ayes—Buford, Cullen, Eggleston, Gibson, Goddard, Hatch, Matts, Swift—8.

Noes—Brown, Cardwell, Folsom, Hoffman, McDermott, Power, Steele—7.

Absent—Baylies—1.

Title agreed to.

H. B. No. 131 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Matts, McDermott, Steele, Swift—13.

Noes—None.

Absent—Baylies, Hoffman, Power—3.

Title agreed to.

H. B. No. 196 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Goddard, Matts, McDermott, Steele, Swift—9.

Noes—Eggleson, Folsom, Gibson, Hatch—4.

Absent—Baylies, Hoffman, Power—3.

Title agreed to.

H. B. No. 161 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, Power, Steele, Swift—13.

Noes—None.

Absent—Baylies, Hatch, McDermott—3.

Title agreed to.

The President announced the signing of House Bills Nos. 207, 166, 167, 168, 170, 162, 165, 138, 136, 163, 137, 142, 171, 201, 124, 173, 184, 125, 144, 135, 164, 200, 194, 65, 202, 146, 143, 141, 140, 139, 145, 199, 204, 203, 206, 205, 74.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 2, 1893.

Mr. President: I am directed by the House to inform your honorable body that House Bills Nos. 181, 190, 118, 117 and 120 have passed the House and are herewith transmitted.

Very respectfully, H. J. MEILI, Chief Clerk.

The following report was received:

Mr. President: Your Committee on Enrollment, to whom was referred Senate Bills Nos. 56, 52 and 47, beg leave to report the bills as being correctly enrolled, and the same are herewith presented to you for your signature. T. P. CULLEN, Chairman.

The President announced the signing of Senate Bills Nos. 56, 52 and 47; also, H. B. No. 110.

H. B. No. 117, "An act to prohibit any person or persons from

driving horses, mules or cattle from their usual and customary range," was read first and second times and referred to the Committee on Stock Growing and Grazing.

The following report was received:

Mr. President: Your Committee on Corporations Other than Municipal, to whom were referred House Bills Nos. 155 and 193, beg leave to report the same back with the recommendation that they be concurred in. C. H. EGGLESTON, Chairman.

House Bills Nos. 155 and 193 were placed on the general file.

H. B. No. 120, "An act to provide the conditions upon which foreign corporations may do business in this State," was read first and second times and referred to the Committee on Corporations Other than Municipal.

Steele moved that the Senate proceed to the Auditorium for the purpose of meeting the House in joint session, and that when the joint session dissolve the Senate take a recess until 2 P. M. Carried.

2 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

H. B. No. 181, "An act to amend Sections 201 and 202 of an act entitled 'An Act Concerning Revenue,' approved March 6, 1891," was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 190, "An act to amend an act entitled 'An Act Concerning Compensation of County, District and Township Officers,'" was read first and second times and referred to the Committee on Finance and Claims.

H. B. No. 118, "An act with reference to driving stock into or through the State of Montana," was read first and second times and referred to the Committee on Stock Growing and Grazing.

The following report was received:

Mr. President: Your Committee on Stock Growing and Grazing, to whom were referred House Bills Nos. 117 and 118, have had the same under consideration and beg leave to report the same back with the recommendation that they do pass.

CARDWELL, Acting Chairman.

House Bills Nos. 117 and 118 were placed on the general file.

On motion of Hoffman, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Gibson in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your committee, to whom were referred House Bills Nos. 118, 117, 155 and 193, beg leave to report the same back with the recommendation that the same be concurred in.

GIBSON, Chairman.

On motion of Goddard, the rules were suspended and all bills now on the general file were ordered to be read a third time by their titles.

H. B. No. 193 was read a third time by title and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—14.

Noes—Steele—1.

Absent—Baylies—1.

Title agreed to.

H. B. No. 118 was read a third time by title and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—14.

Noes—Steele—1.

Absent—Baylies—1.

Title agreed to.

H. B. No. 117 was read a third time by title and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, McDermott, Power, Steele, Swift—14.

Noes—Matts—1.

Absent—Baylies—1.

Title agreed to.

H. B. No. 155 was read a third time by title and passed by the following vote:

Ayes—Brown, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Swift—13.

Noes—Buford, Steele—2.

Absent—Baylies—1.

Title agreed to.

The following reports were received:

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 80 and beg leave to report the same back with the recommendation that it be indefinitely postponed.

HOFFMAN, Chairman.

Mr. President: The Committee on Finance and Claims have had under consideration H. B. No. 190 and beg leave to report the same back with the recommendation that it be concurred in.

HOFFMAN, Chairman.

Mr. President: Your Committee on Corporations Other than Municipal, to whom was referred H. B. No. 120, beg leave to report the same back with the recommendation that it be concurred in.

C. H. EGGLESTON, Chairman.

Mr. President: Your Committee on Judiciary, to whom were referred House Bills Nos. 157, 189 and 87, have had the same under consideration and beg leave to submit the following report:

We recommend that H. B. No. 157 be laid upon the table.

We recommend that H. B. No. 189 be indefinitely postponed.

We further recommend that H. B. No. 87 be concurred in.

E. D. MATTS, Chairman.

On motion of Buford, H. B. No. 80 was indefinitely postponed.

House Bills Nos. 190, 120 and 87 were placed on the general file.

On motion of Steele, H. B. No. 157 was laid on the table.

On motion of Hoffman, H. B. No. 189 was indefinitely postponed.

The following report was received:

Mr. President: Your Committee on Enrollment, to whom was referred S. B. No. 77, beg leave to report the bill as being correctly enrolled, and the same is herewith presented to you for your signature.

T. P. CULLEN, Chairman.

The President announced the signing of H. B. No. 27.

On motion of Cardwell, the Senate resolved itself into a Committee of the Whole for the consideration of the general file, Swift in the chair.

Senate resumed.

The President in the chair.

The following report was received:

Mr. President: Your Committee of the Whole, to whom were referred House Bills Nos. 120, 87 and 190, beg leave to report the same back with the recommendation that the same be concurred in.

SWIFT, Chairman.

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, March 2, 1893.

To the Honorable President and Members of the State Senate:

Gentlemen—I have the honor to inform you that I have this day approved and signed S. B. No. 10, being "An act to amend Sections 446, 467, 468 and 469 of Chapter XXV of the Fifth Division of the Compiled Statutes of Montana of 1887, in relation to the term of existence of corporations." Respectfully,

J. E. RICKARDS, Governor.

H. B. No. 190 was read a third time and concurred in by the following vote:

Ayes—Brown, Cardwell, Eggleston, Folsom, Gibson, Goddard, Matts, Power, Swift—9.

Noes—Buford, Hoffman, Steele—3.

Absent—Baylies, Cullen, Hatch, McDermott—4.

Title agreed to.

H. B. No. 120 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, Power, Swift—11.

Noes—Steele—1.

Absent—Baylies, Cullen, Hatch, McDermott—4.

Title agreed to.

H. B. No. 87 was read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Eggleston, Folsom, Gibson, Goddard, Hoffman, Matts, Power, Swift—11.

Noes—Steele—1.

Absent—Baylies, Cullen, Hatch, McDermott—4.

Title agreed to.

The following report was received:

Mr. President: We, your Committee on Printing, to whom was referred S. B. No. 68, beg leave to report the same as being correctly printed. T. P. CULLEN, Chairman.

On motion of Goddard, an amendment to S. B. No. 68 was adopted, the rules were suspended and the bill was ordered engrossed.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 2, 1893.

Mr. President: I am directed by the House to inform your honorable body that Senate Bills Nos. 58, 45 and 67 have been concurred in by the House, and are herewith transmitted; and that the House has refused to concur in Senate Bills Nos. 59 and 66, which are also herewith transmitted. Yours respectfully,

HENRY J. MEILI, Chief Clerk.

Senate Bills Nos. 58, 45 and 67 were ordered enrolled.

The following report was received:

Mr. President: Your Committee on Enrollment beg leave to report that Senate Bills Nos. 27, 36, 53, 61, 52, 47 and 56 were presented to His Excellency the Governor at 3:35 P. M. of this date.

T. P. CULLEN, Chairman.

The following report was received:

Mr. President: Your Committee on Engrossed Bills, to whom was referred S. B. No. 68, beg leave to report the same back correctly engrossed. BUFORD, Acting Chairman.

On motion of Buford, the rules were suspended, S. B. No. 68 was read a third time by title and passed by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gibson, Goddard, Hoffman, McDermott, Swift—11.

Noes—None.

Absent—Baylies, Hatch, Matts, Power, Steele—5.

Title agreed to.

On motion of Folsom, the Senate took a recess until 7:30 P. M.

7:30 P. M.

Senate resumed.

The President in the chair.

Roll called—Quorum present.

Journal to this hour read and approved.

The President announced the signing of House Bills Nos. 161, 209, 155, 196, 118, 131, 193, and H. J. R. No. 3.

The following communications were received:

GOVERNOR'S OFFICE,
Helena, Montana, March 2, 1893.

To the Honorable President and Members of the State Senate:

Gentlemen—I have the honor to inform you that I have this day approved and signed S. B. No. 52, being "An act to provide a home for the care and education of orphans, foundlings and destitute children, and to provide for its maintenance and management."

Respectfully, J. E. RICKARDS, Governor.

GOVERNOR'S OFFICE,
Helena, Montana, March 2, 1893.

To the Honorable President and Members of the State Senate:

Gentlemen—I have the honor to inform you that I have this day approved and signed S. B. No. 10 [61?], being "An act to place the books, papers and other property of the Historical Society of the State of Montana under control of the State and providing for the appointment of Trustees to manage the same."

Respectfully, J. E. RICKARDS, Governor.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 2, 1893.

Mr. President: I am directed by the House to inform your honorable body that S. B. No. 69 has been concurred in as amended by the House, and is herewith transmitted. Yours respectfully,

HENRY J. MEILI, Chief Clerk.

On motion of Folsom, House amendments to S. B. No. 69 were concurred in and the bill was ordered enrolled.

The following report was received:

Mr. President: Your Committee on Enrollment, to whom was referred Senate Bills Nos. 45 and 67, beg leave to report the bills as being correctly enrolled, and the same are herewith presented to you for your signature. T. P. CULLEN, Chairman.

The President announced the signing of Senate Bills Nos. 45 and 67.

The following communications were received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 2, 1893.

Mr. President: I am directed by the House to inform your honorable body that the following concurrent resolution has passed the House and is herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 2, 1893.

Mr. President: I am directed by the House to inform your honorable body that S. B. No. 48 has been concurred in by the House, and also S. B. No. 54 has been concurred in, and are herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 2, 1893.

Mr. President: I am directed by the House to inform your honorable body that Senate Bills Nos. 65 and 68 have been concurred in by the House, and Senate Bills Nos. 64, 35, 55, 60 and 63 have been indefinitely postponed, and are herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

The House concurrent resolution in reference to payment of clerks was referred to the Committee on the Judiciary.

Senate Bills Nos. 48, 54, 65 and 68 were ordered enrolled.

The following communications were received:

GOVERNOR'S OFFICE,
Helena, Montana, March 2, 1893.

To the Honorable President and Members of the State Senate:

Gentlemen—I hereby nominate and, with your consent, appoint the following, who shall constitute the Board of Trustees of the State Historical Society, as provided in S. B. No. 61, this day approved: Wilbur F. Sanders, Cornelius Hedges, Granville Stuart, William E. Cullen, Henry N. Blake.

Respectfully, J. E. RICKARDS, Governor.

On motion of Hoffman, the foregoing nominations were confirmed in open Senate.

The following report was received:

Mr. President: Your Committee to whom was referred H. B. No. 181 beg leave to report the same back with the recommendation that it be indefinitely postponed, for the reason that it conflicts with H. B. No. 190. HOFFMAN, Chairman.

On motion of Hoffman, H. B. No. 181 was indefinitely postponed.

The following report was received:

Mr. President: Your Committee on Enrollment, to whom was referred Senate Bills Nos. 69 and 65, beg leave to report them as being correctly enrolled, and the same are herewith presented to you for your signature. T. P. CULLEN, Chairman.

Senate Bills Nos. 69 and 65 were signed by the President.

The following report was received:

Mr. President: Your Committee on the Judiciary, to whom was referred House Concurrent Resolution No. 1, beg leave to report the same back with the recommendation that the same be returned to the House with the following suggestions:

First. It is not in proper form for a joint resolution.

Second. It purports to carry with it an appropriation of money, which can only be done by bill regularly introduced, referred to appropriate committee, printed and regularly passed.

GODDARD, Acting Chairman.

On motion of Hoffman, the report was adopted.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 2, 1893.

Mr. President: I am directed by the House to inform your honorable body that H. B. No. 216 has passed the House, and is herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

H. B. No. 216, "An act reapportioning the State of Montana into representative districts," was read first and second times and referred to the Committee on Apportionment and Representation.

Journal to this hour read and approved.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 2, 1893.

Mr. President: I am directed by the House to inform your honorable body that H. B. No. 152 has passed the House and is herewith transmitted.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

H. B. No. 152, "An act to amend Section 473, Second Division of the Revised Statutes, relating to legacies," was read first and second times and referred to the Committee on the Judiciary.

The following report was received:

Mr. President: We, your Committee on Enrollment, beg leave to report that Senate Bills Nos. 67, 45, 65 and 69 were presented to His Excellency the Governor at 9:15 P. M. of this day.

T. P. CULLEN, Chairman.

The President announced the signing of H. J. R. No. 4 and House Bills Nos. 87, 117, 120, 190 and 219.

The following report was received:

Mr. President: Your Committee on Judiciary, to whom was referred H. B. No. 152, have had the same under consideration and recommend that the same be not concurred in.

E. D. MATTS, Chairman.

H. B. No. 152 was placed on the general file.

The following report was received:

Mr. President: Your Committee on Apportionment and Representation, to whom was referred H. B. No. 216, beg leave to submit the accompanying amendments, and as so amended recommend that the bill be concurred in. EGGLESTON, Chairman.

On motion of Steele, the amendments reported to H. B. No. 216 were adopted.

On motion of Hatch, the rules were suspended, the amendments to H. B. No. 216 considered engrossed and the bill read a third time and concurred in by the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Gibson, Hatch, Hoffman, Matts, McDermott, Steele—11.

Noes—Folsom, Goddard, Power, Swift—4.

Absent—Baylies—1.

Title agreed to.

The following communications were received:

GOVERNOR'S OFFICE,
Helena, Montana, March 2, 1893.

To the Honorable President and Members of the State Senate:

Gentlemen—I have the honor to inform you that I have this day approved and signed S. B. No. 69, being "An act appropriating money for the relief of Mary McEvily, Otto Zoeckler, J. T. Mercer, Clara Bullard, A. W. Botkin, C. F. Reardon, J. G. Simpson, Lelah Bullard, Frank Garrett, David Marks and P. J. Gilligan, for services rendered the State of Montana."

Respectfully, J. E. RICKARDS, Governor.

GOVERNOR'S OFFICE,
Helena, Montana, March 2, 1893.

To the Honorable President and Members of the State Senate:

Gentlemen—I have the honor to inform you that I have this da approved and signed S. B. No. 65, being "An act to amend an act t create the County of Ravalli, to define its boundaries and provide fo its organization." Respectfully, J. E. RICKARDS, Governor.

H. B. No. 223, "An act for the relief of certain persons name therein for services rendered the State of Montana," was read first an second times, and, on motion of Steele, the Secretary was instructe to return the same to the House and direct its attention to section 2 Article V, of the Constitution of Montana.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 2, 1893.

Mr. President: I am directed by the House to inform your hon orable body that House Bills Nos. 160 and 210 have passed the Hous and are herewith transmitted. Yours respectfully,

HENRY J. MEILI, Chief Clerk.

H. B. No. 160, "An act to provide for sale of timber lands belong ing to the State," was read first and second times and referred to th Committee on Public Lands.

H. B. No. 210, "An act to amend section 2 of an act entitled 'A Act to Provide for the Selection, Location, Appraisal, Sale and Leas ing of State Lands,' approved March 6, 1891," was read first an second times and referred to the Committee on Public Lands.

On motion of Matts, the rules were suspended, H. B. No. 152 wa taken from the general file, read a third time by title and passed b the following vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gib son, Goddard, Hoffman, Matts, McDermott, Power, Steele,—13.

Noes—Hatch—1.

Absent—Baylies, Swift—2.

Title agreed to.

The following report was received:

Mr. President: Your Committee on Enrollment, to whom wer referred Senate Bills Nos. 68 and 58, beg leave to report the bil correctly enrolled, and the same is herewith presented to you for you signature. T. P. CULLEN, Chairman.

Mr. President announced the signing of Senate Bills Nos. 68 and 58

The following communication was received:

GOVERNOR'S OFFICE,
Helena, Montana, March 2, 1893.

To the Honorable President and Members of the State Senate:

Gentlemen—I hereby nominate, and, with your consent, appoint, a Commissioner of the Bureau of Agriculture, Labor and Industry James H. Mills, of Deer Lodge County. Though the law creatin this office does not provide that the Commissioner shall be confirme I have concluded to send to you the nomination, inasmuch as there i

Constitutional provision, section 7, Article VII, which by some is terpreted as implying that officers appointed by law should be con-rmed, and I prefer that you should take action upon this nomination.

Respectfully, J. E. RICKARDS, Governor.

On motion of Steele, the nomination made was confirmed in open ession.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 2, 1893.

Mr. President: I am directed by the House to inform your hon-rable body that the amendments made by the Senate to H. B. No. 16 have been concurred in by the House.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

The following report was received:

Mr. President. Your Committee on Public Lands, to whom were eferred House Bills Nos. 160 and 210, have had the same under con-deration and beg leave to report the same back, recommending that ney be concurred in. BUFORD, Chairman.

On motion of Hoffman, the rules were suspended and House Bills Nos. 166 and 210 were placed on the calendar for a third reading.

H. B. No. 160 was read a third time and concurred in by the fol-owing vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gib-on, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele—4.

Noes—None.

Absent—Baylies, Swift—2.

Title agreed to.

H. B. No. 210 was read a third time and concurred in by the fol-owing vote:

Ayes—Brown, Buford, Cardwell, Cullen, Eggleston, Folsom, Gib-on, Goddard, Hatch, Hoffman, Matts, McDermott, Power, Steele—4.

Noes—None.

Absent—Baylies, Swift—2.

Title agreed to.

The following reports were received:

Mr. President. Your Committee on Enrollment beg leave to re-ort that Senate Bills Nos. 58 and 68 were presented to His Excel-ency the Governor at 10:35 P. M., March 2, 1893.

T. P. CULLEN, Chairman.

Mr. President. Your Committee on Enrollment, to whom was eferred S. B. No. 54, beg leave to report the bill as being correctly nrolled, and the same is herewith presented to you for your signa-ure. T. P. CULLEN, Chairman.

The President announced the signing of S. B. No. 54.

Matts moved that in accordance with the Constitution, the Senate roceed to the election of a President *pro tem.*

Carried.

On motion of Matts, Senator Hoffman was declared elected a President *pro tem.* of the Senate.

Senator Buford was called to the chair.

On motion of Eggleston, the following resolution was adopted:

Resolved, By the Senate of the Third Legislative Assembly of the State of Montana, that this body views with regret the approach of the hour which must sever the agreeable official relations between the Senate and its presiding officer, and that the thanks of the Senate are hereby tendered to the Hon. A. C. Botkin, for the able courteous, dignified and impartial manner with which he has presided over its deliberations, for the uniform kindness he has extended to all its members, and for the watchful care and interest he has at all times manifested in the prompt and accurate transaction of the Senate's business.

On motion of Eggleston, the following resolution was adopted:

Resolved, That the heartfelt thanks of the Senate are hereby extended to its diligent, faithful and uniformly obliging Secretary, Mr. David Marks; to Mr. P. J. Gilligan, the Assistant Secretary; to Mr. Charles F. Reardon, Sergeant-At-Arms; to Mr. John G. Simpson, Assistant Sergeant-At-Arms; to the Rev. J. H. Crooker, Chaplain; to Mr. R. H. Mitchell, doorkeeper; to Mr. T. F. Hagan, Engrossing Clerk; to Mr. W. P. McAllister, Enrolling Clerk; to Miss Lelah Bullard, Miss Mary McEvily, Miss Julia O'Neil, and Mr. Frank Steele, Committee Clerks; to Mr. John McIntosh and Mr. W. A. Gray, Watchman; to Mr. J. Fulkerson, Janitor; and to Masters Maurice Langhorne and Alex. Goodman, for the valuable courtesies, prompt and efficient services they have rendered the Senate in their respective capacities.

The following report was received:

Mr. President: Your Committee on Enrollment beg leave to report that S. B. No. 54 was presented to His Excellency the Governor at 11:20 P. M., March 2, 1893. T. P. CULLEN, Chairman.

The President resumed the chair.

The President announced the signing of H. B. No. 216.

On motion of Goddard, the following was adopted:

Resolved by the Senate, the House concurring, That a committee of five, consisting of two members of the Senate and three members of the House, be appointed to wait upon His Excellency the Governor and ask if he has any further communication to make with this session of the Third Legislative Assembly.

Senators Goddard and Cardwell were appointed in accordance with the foregoing resolution on the part of the Senate.

The President announced the signing of House Bills Nos. 160, 152 and 210.

The following report was received:

Mr. President: Your Committee on Enrollment, to whom was referred S. B. No. 48, beg leave to report the bill as being correctly enrolled, and the same is herewith presented to you for your signature. T. P. CULLEN, Chairman.

The President announced the signing of S. B. No. 48.

The committee appointed to wait upon the Governor reported that His Excellency had no further business to communicate.

The Journal to this hour was read and approved.

The following communication was received:

HOUSE OF REPRESENTATIVES,
Helena, Montana, March 2, 1893.

Mr. President: I am directed by the House to inform your honorable body that Messrs. Monteath, Burke and Losee have been appointed in accordance with the concurrent resolution adopted by the Senate to wait upon the Governor and ask if he has any further communications to make with the session of the Legislative Assembly.

Yours respectfully, HENRY J. MEILI, Chief Clerk.

The following report was received:

Mr. President: Your Committee on Enrollment beg leave to report that S. B. No. 48 was presented to His Excellency the Governor at 11:50 P. M., March 2, 1893.

On motion of Goddard, the following was adopted:

Resolved by the Senate, That we do hereby express our sincere regrets that the serious illness of the family of Senator Baylies has called him home, and that he is deprived of the privilege of being present at, and we of the pleasure of his presence in, the closing hours of the Third Legislative Assembly; and

Resolved, That we express the hope that the family of Senator Baylies may soon be restored to health.

Resolved, That a copy of these resolutions be mailed to Senator Baylies.

The hour of 12 P. M. having arrived, the President's gavel fell and he declared the Senate of the Third Legislative Assembly adjourned *sine die.*

DAVID MARKS, Secretary.

We do hereby certify that the foregoing, commencing with page 1, and ending with page 179, both inclusive, is a true and correct account of the proceedings of the Senate of the Third Legislative Assembly, begun on the 2d day of January, A. D. 1893, and ending on the 2d day of March, A. D. 1893.

Attest:

ALEX. C. BOTKIN,
President of the Senate.

DAVID MARKS, Secretary.